

PAPERS LAID	
DATE	DEC 7 2017
TABLED BY	SEN. DULLO OPIE LITANI
COMMITTEE	JOINT COMMITTEE
CLERK AT THE TABLE	M. M. M. M. M.

REPUBLIC OF KENYA



TWELFTH PARLIAMENT

(FIRST SESSION)

REPORT OF THE JOINT PARLIAMENTARY SELECT COMMITTEE ON THE
ELECTION OF MEMBERS TO THE EAST AFRICAN LEGISLATIVE ASSEMBLY
(EALA)

DECEMBER 2017

Hon. Speaker
Submitted for approval
DULLO OPIE
7/12/17

PREFACE

Mr. Speaker Sir,

The East Africa Legislative Assembly (EALA) is the independent legislative arm of the East Africa Community (EAC), established under Article 9 of the EAC treaty. EALA membership comprises of 9 members elected by each partner state. Article 50 of the treaty requires that EALA Members represent as much as practicable the various political parties represented in the National Parliament, shades of opinion, gender and other special interest groups in the partner states.

The Assembly plays a critical role in the furtherance of the EAC objectives including:

- i. Liaising with National Assemblies of partner states on matters relating to the community;
- ii. Debating and approving the budget of the Community;
- iii. Considering of annual reports on the activities of the community, annual audit reports and any other reports referred to it;
- iv. Discussing all matters referred to it regarding the community and making recommendations as it may deem necessary for the implementation of the community treaty.

The third Assembly concluded its sittings on 4th June 2017 and the fourth Assembly is expected to commence its sittings early in the year 2018. Due to unavoidable circumstances, the election of the Kenyan representatives to EALA could not be concluded as scheduled during the 11th Parliament. There is need to urgently conclude the election process for the East African Legislative Assembly to commence transacting business of the East African Community.

The Parliament of the Republic of Kenya is therefore, expected to complete the process of election of Kenyan representatives by mid December 2017. In this regard, the Joint Parliamentary Select committee on election of Members of the East African Legislative Assembly was established on the 8th and 9th of November, 2017 by the National Assembly and the Senate respectively.

Mr. Speaker Sir,

The Committee comprises of the following Members-

The National Assembly

- 1) The Hon. Katoo Ole Metito, MGH, EGH, M.P. – **Co- Chairperson**
- 2) The Hon. Jayne Kihara, MP
- 3) The Hon. Jeremiah Kioni, MP
- 4) The Hon. Daniel Maanzo, MP
- 5) The Hon. Florence Mutua, MP

The Senate

- 1) Sen. Millicent Omanga, M.P. **- Co- Chairperson**
- 2) Sen. Dr. Abdulahi Ibrahim Ali, M.P.
- 3) Sen. Aaron Cheruiyot, M.P.
- 4) Sen. Rose Nyamunga, M.P.
- 5) Sen. Mutula Kilonzo Jnr., M.P.

Mr. Speaker Sir,

The Joint Committee held its first meeting on 15th November, 2017 where the timelines and immediate road map were developed with a view to expediting the election of the EALA Members. On 29th November, 2017, the Presiding Officers made a detailed briefing to the political leadership of both Houses before the actual nomination exercise which was carried out on 30th November, 2017. Thereafter on 1st and 4th December, 2017 the Presiding Officers gave the public an opportunity to inspect the nomination papers and submit any complaints they may have had with respect to the nominated candidates. Consequently, on 5th December, 2017, the Presiding Officers forwarded the names and nomination papers of all duly nominated candidates to the Joint Committee for consideration.

Mr. Speaker Sir,

It is now my pleasant duty and privilege, on behalf of the Joint Committee, to present the Report on the Election of Members to EALA for your consideration.



.....
Hon. Katoo Ole Metito, MGH, EGH, M.P.
Co-Chairperson




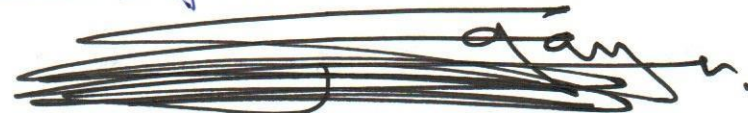
.....
Sen. Millicent Omanga, M.P.
Co-Chairperson

DATE..... *6th December, 2017*

We, the undersigned, append our signatures to confirm the content of the Report.

Hon. Katoo Ole Metito, MGH, EGH, M.P. 

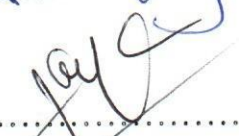
Sen. Millicent Omanga, M.P. 

Hon. Jeremiah Kioni, M.P. 


Sen. Abdulahi Ibrahim Ali, M.P. 

Sen. Rose Nyamunga, M.P. 

Sen. Aaron Cheruiyot, M.P. 

Hon. Jayne Kihara, M.P. 

Hon. Florence Mutua, M.P. 

Hon. Daniel Maanzo, M.P. 

Sen. Mutula Kilonzo Jnr., M.P. 

1.0 BACKGROUND

1. The East African Legislative Assembly is established under Article 9 of the Treaty for the Establishment of the East African Community (EAC) as one of the key organs and independent institutions of the Community.
2. Articles 50 and 51 of the EAC Treaty provide for election of Members of the Assembly and the tenure of office of elected Members respectively. Specifically, Article 51(1) provides that an elected member of the Assembly shall hold office for five years and is eligible for re-election for a further term of five years.
3. By a letter dated 7th December, 2016, the Clerk of EALA wrote to the Speaker of the National Assembly informing the Speaker that the term of the 3rd East African Legislative Assembly was due to end on 4th June, 2017 and further requesting that the Speaker cause the election of the Members of the next Assembly in accordance with Article 50 of the Treaty, the relevant provisions of the EALA Act, 2011 and the Rules of Procedure relating to election of Members of the Assembly.
4. The election process commenced in April 2017 but could not be concluded before the end of the term of the 11th Parliament. There is urgent need to conclude the election process for the East African Legislative Assembly members and enable the commencement of business by the Assembly.
5. By a Motion adopted by the National Assembly and the Senate on 8th and 9th November, 2017 respectively, the Houses of Parliament established the Joint

Parliamentary Select Committee on the Election of the Members of EALA
consisting of the following members -

The National Assembly

- 1) The Hon. Katoo Ole Metito, MGH, EGH, M.P.
- 2) The Hon. Jayne Kihara, MP
- 3) The Hon. Jeremiah Kioni, MP
- 4) The Hon. Daniel Maanzo, MP
- 5) The Hon. Florence Mutua, MP

The Senate

- 6) Sen. Millicent Omanga, M.P.
- 7) Sen. Dr. Abdulahi Ibrahim Ali, M.P.
- 8) Sen. Aaron Cheruiyot, M.P.
- 9) Sen. Rose Nyamunga, M.P.
- 10) Sen. Mutula Kilonzo Jnr., M.P.

6. The Joint Committee was mandated to urgently conclude the election process for the East African Legislative Assembly and for this purpose, to:
 - (a) suggest appropriate timelines for purposes of notifications, nominations and elections of EALA Members;
 - (b) consider the nominees, oversee the election process and report to the respective Houses within the timelines stipulated in the Elections Rules; and
 - (c) undertake any other functions as contemplated under the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017 (EALA Rules) within the timelines stipulated in the said Rules.

7. The Rules are attached as *Annex 2*.

1.1 ELECTION TIMELINES

8. The Joint Committee convened its first meeting on Wednesday, November 15, 2017, where it prepared a road map for the election of Kenya's representatives to EALA. The proposed EALA election timelines were adopted as shown in Table 1.

Table 1: Proposed EALA Members Election Timelines

No.	Activity	Applicable Rule	Timeline
1.	Presiding officer to advertise in two newspapers of national circulation and place a notice in the <i>Gazette</i> calling for application of membership to the EALA. Interested persons have 7 days to submit applications	Rule 4	16 th November, 2017
2.	Close of applications	Rule 4	23 rd November, 2017
3.	Nomination Day	Rule 4	30 th November, 2017
4.	Submission of nomination papers to the Presiding Officer by Candidates or Leaders of Majority and Minority Parties in Parliament (<i>within 7 days from close of the application period</i>)	Rule 10	30 th November, 2017 Between 8:30a.m. and 4:00 p.m.
5.	Public inspection of documents and nomination papers of duly nominated candidates	Rule 12	Friday 1 st and Monday 4 th December, 2017

No.	Activity	Applicable Rule	Timeline
6.	Transmission of names of duly nominated candidates to the Joint Committee by the Presiding Officers	Rule 13	Tuesday 5 th December, 2017
7.	Joint Committee to consider the nominees and present its Report to the Houses of Parliament	Rule 13	Wednesday 6 th – Friday 8 th December, 2017
8.	Presiding Officer to Gazette the Election date	Rule 15	Monday 11 th December, 2017
9.	Election Date	Rule 15	Wednesday 13th December 2017

1.2 ENTITLEMENT FOR NOMINATION

10. The Joint Committee considered the issue of the entitlement for nomination slots under the Rules. The Committee noted that under rule 6(1);

“The number of candidates that each party shall be entitled to nominate for election under these Rules shall be three times the figure arrived at by multiplying the number of elected Members of that party by such number as the Joint Committee shall determine and dividing the result by the total number of elected Members of Parliament”.

Further, under rule 9 of the Rules *“a person intending to vie for election independent of a political party shall submit his or her duly filled nomination form in the format prescribed in the Second Schedule to a presiding officer in the manner specified in the notice published under rule 4 and in accordance with rule 10”.*

11. In accordance with the provisions of rule 6 which provides for the number of candidates each political party should submit for election, the Joint Committee analyzed the representation in the Houses of Parliament to determine the proportionate entitlement for each of the twenty (20) political parties in the 12th Parliament. In this regard, the Joint Committee summed up the total number of members in each political party in both Houses as a proportion of the total membership of Parliament, which is 416 Members and multiplied by the resultant figure by 9.

12. The Committee, noting that a party also includes a coalition of parliamentary political parties as provided in the EALA Rules and the Standing Orders of both Houses of Parliament, considered a letter from the Office of the Registrar of Political Parties which confirmed that there were only two coalition agreements deposited with the said Office. The committee learnt that five parties, namely, the *Orange Democratic Movement*, the *Wiper Democratic Movement*, *FORD Kenya*, *AMANI National Congress* and *Chama Cha Mashinani (CCM)*, had entered into a coalition agreement for the formation of the National Super Alliance (NASA) Coalition. The second coalition agreement was by two parties, that is *Wiper Democratic Movement* and *Muungano Party*.

13. The Committee therefore having considered the relative strengths of parties in Parliament and established the parties qualifying to nominate members under the EALA Rules directed the Jubilee Party to nominate fifteen nominees and the NASA Coalition to nominate twelve nominees in order to ensure adequate representation of political parties in the membership of EALA.

The Committee was also conscious of the fact that the fifteen (15) independent members in both Houses of Parliament are indeed independent of one another and therefore could not be construed to be a “political party” for purposes of computing the proportional entitlements for parties. The Committee however resolved that independent candidate be invited to submit their nomination form in accordance with rule 9 of the EALA Rules.

2.0 INVITATION FOR APPLICATIONS FOR ELECTION TO EALA

14. Pursuant to rule 4 of the EALA Rules, by an advertisement carried in the Daily Nation and the Standard Newspapers and published in the Kenya *Gazette* on 16th November, 2017, the Presiding Officers invited interested qualified persons to apply for nomination for election as a Member of EALA. The notice invited candidates from political parties to present their applications on or before 23rd November, 2017 and independent candidates to present their applications on the nomination day set for 30th November, 2017. A copy of the advertisement is attached as *Annex 3*.

15. To qualify for nomination for election, it was obligatory for interested persons to meet the qualifications set out under Article 50 of the Treaty which provides as follows:

(1) The National Assembly of each Partner State shall elect, not from among its members, nine members of the Assembly, who shall represent as much as it is feasible, the various political parties represented in the National assembly, shades of opinion, gender and other special interest groups in that Partner State, in accordance with such procedure as the National Assembly of each Partner State may determine.

(2) A person shall be qualified to be elected a Member of the Assembly by the National Assembly of a Partner State in accordance with paragraph (1) of this Article if such person-

(a) is a citizen of that Partner State;

(b) is qualified to be elected a member of the National Assembly of that Partner State under its Constitution;

(c) is not holding office as a Minister in that Partner State;

(d) is not an officer in the service of the Community; and

(e) has proven experience or interest in consolidating and furthering the aims and objectives of the Community.

16. Further, Article 99 of the Constitution of Kenya (2010) sets out the qualifications and disqualifications for election as a Member of Parliament as follows:

Unless disqualified under subsection (2), a person qualifies for nomination as a member of Parliament if the person—

(a) is registered as a voter;

(b) satisfies any educational, moral and ethical requirements prescribed by the Constitution and this Act; and

(c) is nominated by a political party, or is an independent candidate who is supported—

(i) in the case of election to the National Assembly, by at least one thousand registered voters in the constituency; or

(ii) in the case of election to the Senate, by at least two thousand registered voters in the county.

(2) A person is disqualified from being elected a member of Parliament if the person—

- (a) is a State officer or other public officer, other than a Member of Parliament;
- (b) has, at any time within the five years immediately preceding the date of election, held office as a member of the Commission;
- (c) has not been a citizen of Kenya for at least the ten years immediately preceding the date of election;
- (d) is a member of a county assembly;
- (e) is of unsound mind;
- (f) is an undischarged bankrupt;
- (g) is subject to a sentence of imprisonment of at least six months, as at the date of registration as a candidate, or at the date of election; or
- (h) is found, in accordance with any law, to have misused or abused a State office or public office or in any way to have contravened Chapter Six of the Constitution.

(3) A person is not disqualified under subsection (2) unless all possibility of appeal or review of the relevant sentence or decision has been exhausted.

17. At the close of the application period, the Presiding Officers received a total of 208 applications. A summary of the applications per party is indicated in Table 2.

Table 2: List of Applicants per Political Party

S/No.	Party	No. of applicants
1.	The Jubilee Party (JP)	111
2.	The Orange Democratic Movement (ODM)	43
3.	The Wiper Democratic Movement (WDM)	08
4.	The Amani National Congress (ANC)	04
5.	The Economic Freedom Party (EFP)	04

6.	The Kenya African National Union (KANU)	04
7.	The Forum for Restoration of Democracy (FORD) Kenya	03
8.	The Kenya Patriots Party (KPP)	02
9.	The Party of Development and Reforms	02
10.	The Frontier Alliance Party (FAP)	01
11.	The Democratic Party (DP)	01
12.	The Party of National Unity (PNU)	01
13.	Independent candidates	24
Total applicants		208

18. By a letter dated 24th November, 2017 the Presiding Officers forwarded the schedule of applicants to the leaders of majority party and minority party in both houses of Parliament for their action. The letter to the party leaders and the schedule of the applicants to the respective parties is attached at *Annex 4*.

19. The party leaders were requested to submit their nominees for election to the Presiding Officers on nomination day which was set for Thursday, 30th November, 2017. Independent candidates were similarly to submit their applications to the Presiding Officers on the nomination day.

2.1 PRE-NOMINATION BRIEFING

20. Pursuant to Rule 7 of the EALA Rules, on 29th November, 2017, the Presiding Officers held a pre-nomination briefing with the parliamentary party leaders of the Jubilee Party and NASA coalition at which the leaders were updated on the requirements under the Treaty for nomination of candidates for election to

EALA, the number of slots for nomination available for the parties depending on their representation in Parliament and the election timelines.

21. Nominating political parties were further requested to note that on the nomination day, Thursday, 30th November 2017, the following documents would be required for inspection by the Presiding Officers in respect of each candidate nominated for election to EALA:

- (1) A duly filled Nomination of Party Nominee Form for Election of a Member of the East African Legislative Assembly as set out in the First Schedule to the Rules;*
- (2) A letter certifying that rule 8(3) requiring that each party nominates candidates through a transparent and democratic process has been complied with and attaching the final list of nominees of the party.*
- (3) A copy of the National Identity Card or Passport of the nominee evidencing that the person is and has been a citizen of Kenya for at least ten years immediately preceding the date of the election (Article 50(2) of the Treaty and Article 99(2)(c) of the Constitution);*
- (4) Detailed Curriculum Vitae (as required in the form set out in the First Schedule to the Rules);*
- (5) Certified copies of certificates and testimonials (as required in the form set out in the First Schedule to the Rules);*
- (6) For nominees who are State officers, public officers, sitting members of Parliament or are officers in the service of the East African Community, evidence of resignation as received by their employer or competent authority (Article 50(1) of the Treaty and Article 99(2)(a) and (d) of the Constitution);*

- (7) *For nominees who have held office as members of the IEBC, evidence that they have not held such office within five years immediately preceding the date of election; and*
- (8) *An Affidavit sworn by the candidate in support of the candidate's nomination.*

2.2 NOMINATION OF CANDIDATES

22. On 30th November, 2017, the Presiding Officers received nomination papers of independent candidates and candidates nominated by the Jubilee Party and the NASA coalition.
23. On 6th December, 2017, pursuant to Rule 13(1), the Presiding Officers presented their Report on the nomination process to the Joint Committee. The Report of the Presiding Officers is attached as *Annex 5*.
24. In the Report, the Presiding Officers informed the Committee that thirty-one (31) candidates were cleared and issued with provisional nomination certificates. Twenty-six (26) of the nominees were affiliated to the political parties while five (5) were independent candidates.
25. The Presiding Officers noted that one of the nominees of the Jubilee Party, Ms. Julie Njeri Waweru is a serving Public Officer. Ms. Waweru is one of the Directors of the Kenya Youth Enterprise Fund. The Presiding Officers had provisionally accepted her nomination papers on the strength of the court decision by Justice D.K. Njagi Marete in **Eric Cheruiyot & 7 others versus Independent Electoral and Boundaries Commission & 7 others** issued on 29th March, 2017. The Court declared section 43(5) of the Elections Act, 2011

unconstitutional, in effect allowing public officers intending to vie for political office to continue serving in their respective offices and only be required to resign after being nominated by their political parties to contest in an election.

26. The Presiding Officers went on to note that the decision of Justice Marete had been stayed by the Court of Appeal in **County Government of Embu & another versus Eric Cheruiyot & 15 others** on 27th September, 2017. This had the effect of suspending the decision of Justice Marete therefore reinstating the provisions of section 43(5) of the Elections Act, 2011 mandating public officers to resign at least six (6) months before an election in which they intend to contest.

27. The Presiding Officers also pointed out that Ms. Winfred Syonindi Mutua, a nominee of the NASA Coalition is a sitting Member of the Machakos County Assembly. Article 99(2)(a) and (d) of the Constitution provides that a member of a county assembly is not qualified to be elected as a Member of Parliament. This therefore means that Ms. Mutua does not qualify to be elected as a member of EALA in accordance with Article 50(2)(b) of the EAC Treaty. The Presiding Officers however provisionally accepted her nomination papers to enable the Committee make the decision on whether she qualifies for election to EALA in accordance with its powers under the EALA Rules.

28. In addition, the Presiding Officers stated that on Friday, 1st December, 2017 after the close of the nomination exercise they wrote to the following independent offices:

- a) The Independent Electoral and Boundaries Commission (IEBC) to confirm-

- (i) whether, as required under article 99(1) (a) of the Constitution, each provisionally nominated candidates is registered as a voter in the voters Register held by the Commission; and
 - (ii) whether, as required under article 99(1) (a) of the Constitution, the persons set out in the list submitted by the independent candidates, as persons supporting their nominations, are registered voters in the respective constituencies (at least one thousand registered voters in the constituency) or counties (at least two thousand registered voters in the county).
- b) The Registrar of Political Parties to ascertain whether the independent candidates meet the conditions set out in section 33(1)(a) of the Elections Act, 2011 which provides *inter alia* that – a person qualifies to be nominated as an independent candidate for presidential, parliamentary and county elections for the purposes of articles 97, 98, 137, 177 and 180 of the Constitution if that person –
- (i) *has not been a member of any political party for at least three months preceding the date of the election.*

The letters to Independent Electoral and Boundaries Commission (IEBC) and the Registrar of Political Parties are attached as Annex 6

29. On Monday, 4th December, 2017, the Registrar of Political Parties vide her letter Ref: RPP/FRP/3/2 VOL VIII dated 4th December, 2017 informed the Presiding Officers that according to the records held by her office as at 4th December, 2017, the following is the political parties membership status of the listed applicants-

S/No.	Name of Applicant	ID/PP No.	Status
1.	Mr. Cheruiyot Kemei Tamogei	13010303	Jubilee Party
2.	Ms. Hellen Makone	A022319	Jubilee Party
3.	Mr. Eric Wanjohi Gatheru	20005937	Partyless
4.	Mr. Billy Baltazar	22440730	Jubilee Party
5.	Mr. Humphrey Kimani Njuguna	1831312	Jubilee Party

30. On Tuesday, 5th December, 2017, the Independent Electoral and Boundaries Commission vide their letter Ref: IEBC/VREO/2/6/2/Vol II (8) dated 4th December, 2017 indicated that-

- a) all the thirty-one (31) candidates provisionally issued with nomination certificates were duly registered as voters,
- b) the Commission needed the soft copies of the list of supporters for the following independent candidates in order to verify whether the independent candidates meet the threshold of article 99 (1) (c) of the Constitution-

S/No.	Name of Applicant	ID/PP No.
1.	Ms. Hellen Makone	A022319
2.	Mr. Eric Wanjohi Gatheru	20005937
3.	Mr. Billy Baltazar	22440730
4.	Mr. Humphrey Kimani Njuguna	1831312

- c) Mr. Cheruiyot Kemei Tamogei who submitted the soft copies of the list of his supporters, had only 917 registered voters and hence below the required number as stipulated under article 99(1) (c).

The response from the Independent Electoral and Boundaries Commission (IEBC) and the Registrar of Political Parties are attached at Annex 7

31. The Report further indicated that the nomination papers and documents of provisionally nominated candidates were opened for public inspection on Friday, 1st December, 2017, and Monday, 4th December, 2017, in accordance to rule 12 of the said Rules. At the end of the inspection period, the Presiding Officers received the following complaints -

- i) A letter from Mr. Justus O. Mochoge a nominee of the NASA Coalition alleging that he was informed of his nomination on the nomination day - Thursday, 30th November, 2017 at 3:30 p.m. and hence was not available to present his papers as he was in Busia. He however travelled to Nairobi on 1st December, 2017 to present his papers but was informed that he was time barred as the nomination day closed on Thursday, 30th November, 2017. He has written a letter requesting the Joint Committee to consider his case and accept his papers;
- ii) A letter from Hon. Lawrence Sifuna, an independent candidate indicating that he sent his application to the Clerk of the National Assembly on 17th November, 2017. He however was unable to present his nomination papers on 30th November, 2017 as the vehicle he was travelling in broke down in Webuye and hence could not reach Nairobi on time to present his papers. He is requesting the Joint Committee to consider his application; and

iii) A letter from Mr. Jimmy P. Luka submitted on 1st December, 2017, raising an issue with the fact that he had been excluded by his party from the list of nominees and requesting that the list of nominees submitted by NASA be rejected owing to the fact that no disabled person had been nominated and further, owing to the relationship of some nominees to the coalition leadership. Letters of complaints are attached as *Annex 8*.

32. Pursuant to Rule 13(1) of the EALA Rules, the Presiding Officers forwarded to the Joint Committee the names and nomination papers of all duly nominated candidates for consideration by the Committee. The list of candidates who qualified for nomination is indicated on table 3.

Table 3: Persons Provisionally Nominated for Election as Members of the East African Legislative Assembly (EALA)

JUBILEE PARTY						
No.	Name of Nominee	ID/Pp. No.	Age	Gender	County	PWD
1.	Hon. Simon Nganga Mbugua	13308633	43	Male	Nairobi	No
2.	Hon. Adan Mohamed Nooru	0209144	59	Male	Mandera	No
3.	Mr. Charles Ayako Nyachae	7128597	59	Male	Kisii	No
4.	Hon. Lawrence Mpuru Aburi	2505927	55	Male	Meru	No
5.	Hon. Wanjiku Muhia	14476590	42	Female	Nyandarua	No
6.	Ms. Elizabeth Wangui Njeeh	25739372	30	Female	Nyeri	PWD

7.	Hon. AbdulAziz Ali Farah	10028709	48	Male	Mandera	No
8.	Ms. Irene Cherop Masit	8032980	50	Female	Elgeyo Marakwet	No
9.	Ms. Flowrence Jematiah Sergon	22209767	37	Female	Baringo	No
10.	Mr. Justin Nthiiri Bundi	4828645	60	Male	Tharaka-Nithi	No
11.	Ms. Eunice Wanjiru Karanja	10961219	45	Female	Trans-Nzoia	No
12.	Mr. Jackson Kipkemoi Kosgei	4019786	61	Male	Baringo	Yes
13.	Ms. Dorice Donya Aburi	22862539	35	Female	Kisii	No
14.	Dr. Muriuki Joe Muriithi	Pp. No. A1608352	58	Male	Nyeri	No
15.	Ms. Julie Njeri Waweru	22648302	36	Female	Nyandarua	No

NASA COALITION

No.	Name of Nominee	ID/Pp. No.	Age	Gender	County	PWD
1.	Hon. (Dr.) Oburu Oginga	0637188	74	Male	Siaya	No
2.	Mr. Kennedy Musyoka Kalonzo	24804993	31	Male	Kitui	No
3.	Mr. Norman Magaya Amugira	23127809	36	Male	Kakamega	No
4.	Hon. Fatuma Ibrahim Ali	33246825	52	Female	Wajir	No

5.	Hon. Abdikadir Omar Aden	13116397	45	Male	Garissa	No
6.	Ms. Beth Kalunda Mutunga- Syengo	7435755	49	Female	Machakos	No
7.	Mr. Abubakar Zein Abubakar	8375661	53	Male	Mombasa	No
8.	Ms. Loy Mwandu Maviala	0563313	69	Female	Kakamega	No
9.	Ms. Angela Mueni Munyasia	1472556	56	Female	Machakos	No
10.	Ms. Winfred Syonindi Mutua	20693425	40	Female	Machakos	No
11.	Ms. Jane Moronge Marwa	8997651	49	Female	Migori	No

INDEPENDENT CANDIDATES

No.	Name of Nominee	ID/Pp. No.	Age	Gender	County	PWD
1.	Mr. Cheruiyot Kemei Tamogei	13010303	41	Male	West Pokot	No
2.	Ms. Hellen Makone	A022319	58	Female	Kisii	No
3.	Mr. Eric Wanjohi Gatheru	20005937	40	Male	Murang'a	No
4.	Mr. Billy Baltazar	22440730	38	Male	Kajiado	No
5.	Mr. Humphrey Kimani Njuguna	1831312	56	Male	Murang'a	No

33. Rule 3 of the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017, requires persons seeking the office of EALA membership to meet the requirements for election set out under Article 50(2) of the Treaty for the Establishment of the East African Community, Article 99 of the Constitution and section 22 of the Elections Act.

The thirteen (13) applicants indicated in table 4 did not qualify for nomination.

Table 4: List of Unsuccessful Independent Applicants

S/NO	APPLICANT	REMARKS
1.	Mr. Willy Mukoma Munyuthe	The candidate presented documents that were not signed by people supporting his nomination.
2.	Ms. Esther Wambui Miano	Nomination documents not supported by the requisite signatures
3.	Mr. Tony Peters Sifule	Did not submit the requisite signatures as required under Article 99 (1)(c)
4.	Mr. Ngotho Gichuru Eutyclus	Nomination documents not supported by the requisite signatures
5.	Mr. Duncan Mwangi Ndegwa	Had fewer than the required number of supporting signatures
6.	Mr. Mohamud Sheikh Adan	Presented a fingerprinted document that had less than 1000 fingerprints (Signatures)
7.	Mr. Gideon Ledama Kobei	The persons purportedly supporting his candidature did not sign
8.	Mr. Lawrence K.K. Mangunda	Did not submit the requisite signatures as required under Article 99 (1)(c)
9.	Mr. Abdallah Kasim	The signatures submitted were fewer than required under Article 99 (1)(c)
10.	Mr. John Peter Ndhune Onginjo	Did not submit the requisite signatures as required under Article 99 (1)(c)
11.	Ms. Lynette Wambui Mwangi	Did not submit the requisite signatures as required under Article 99 (1)(c)
12.	Ms. Christine Wekesa	The documents supporting her candidature bore only 658 signatures
13.	Mr. Kipkoech Evans Cheruiyot	Did not submit the requisite signatures as required under Article 99 (1)(c)

CONSIDERATION OF NOMINEES BY THE COMMITTEE

34. At a meeting held on 6th December, 2017 the Committee considered the nominees submitted by the Jubilee Party, NASA Coalition and the independent candidates as well as complaints submitted during the inspection of the nominees and made the following observations-

1. Consideration of complaints

- a) With respect to the request by Hon. Lawrence Sifuna to the Committee to consider his application after the close of the nomination day, the Committee declined to consider his application because he did NOT present his papers on the nomination day as required under Rule 9 of the Rules and as set out in the advertisement inviting persons interested in vying for election as a member of EALA to submit their applications on 30th November, 2017, the day assigned as the nomination day.
- b) With respect to the request by Mr. Jimmy P. Luka to the Committee to reject the nominees by the NASA Coalition, the Committee declined his request owing to the fact that the Rules required the political parties entitled to nominate its nominees to do so in accordance with rule 6(2). The Committee noted that it was not its mandate to adjudicate on the processes carried out by the respective political parties in determining its nominees.
- c) With respect to the request by Mr. Justus Mochoge to be included as one of the nominees of the NASA Coalition, the Committee noted that the NASA Coalition had, on the nomination day, submitted the name of the applicant as one of its nominees. The Committee therefore noted that the applicant should be included as a nominee of the NASA Coalition.

2. Observations

- a) The Jubilee Party and NASA Coalition had complied with rule 6 of the Rules and submitted three times the number of persons they are entitled to nominate under the Rules.
- b) Noting the advice of the Presiding Officers on statute and case law on the issue of resignation of State Officers and public officers intending to vie for political office, a public officer ought to resign at least six (6) months before the election he or she intends to contest. Ms. Julie Njeri Waweru, being a Public Officer employed by the Kenya Youth Enterprise Fund, did not therefore qualify to be elected as a member of EALA.
- c) Ms. Winfred Syonindi Mutua being a Member of the Machakos county assembly did not qualify to be elected to EALA in accordance with Article 50 of the EAC Treaty as read together with Article 99 of the Constitution.
- d) All the thirty-one (31) candidates provisionally issued with nomination certificates were duly registered as voters.
- e) The following independent candidates do not qualify for nominations as independent candidates as they did not meet the conditions set out in section 33(1)(a) of the Elections Act, 2011, which provides *inter alia* that – a person qualifies to be nominated as an independent candidate for presidential, parliamentary and county elections for the purposes of articles 97, 98, 137, 177 and 180 of the Constitution if that person –
 - (i) *has not been a member of any political party for at least three months preceding the date of the election.*

S/No.	Name of Applicant	ID/PP No.	Status
1.	Mr. Cheruiyot Kemei Tamogei	13010303	Jubilee Party
2.	Ms. Hellen Makone	A022319	Jubilee Party
3.	Mr. Billy Baltazar	22440730	Jubilee Party
4.	Mr. Humphrey Kimani Njuguna	1831312	Jubilee Party

f) That Mr. Eric Wanjohi Gatheru an independent candidate was also disqualified because the list of his supporters were below the requisite number in accordance to provision of Article 99(1)(c) of the Constitution.

g) Given the fact that none of the independent candidates qualify to vie for election and that the nominees by the political parties qualify to vie, the entitlements to nominate persons for election to EALA would only accrue to political parties as follows -

- (a) the Jubilee Coalition – five (5) nominees; and
- (b) the NASA Coalition – four (4) nominees.

RECOMMENDATIONS

Pursuant to the provisions of rule 13 (5) of the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017, the Committee recommends that the Houses of Parliament resolve as follows-

- 1) **That**, pursuant to the provisions of Art. 50 (2) of the East African Community Treaty on qualification for election as Member of the Assembly as read together with Art. 99 of the Constitution of Kenya, **Ms. Julie Njeri Waweru** and **Ms. Winfred Syonindi Mutua** do not qualify to be elected a Member of the Assembly as they are unqualified to be elected as Members of Parliament in Kenya, being state officers;

- 2) **That, Mr. Cheruiyot Kemei Tamogei, Ms. Hellen Makone, Mr. Billy Baltazar and Mr. Humphrey Kimani Njuguna** who submitted their applications to vie as candidates independent of a political party do not qualify to vie for election as they do not meet the requirements of section 33(1)(a) of the Elections Act, 2011;
- 3) **That,** the Independent Electoral and Boundaries Commission having confirmed that the list of the persons in support of his nomination as an independent candidate as required under Article 99(1)(c) of the Constitution, fell below the constitutional threshold, **Mr. Eric Wanjohi Gatheru** does not qualify for election as a Member East African Legislative Assembly;
- 4) **That,** having met all requirements under the Constitution of Kenya, the East African Community Treaty, Elections Act, 2011 and the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017, the following nominees qualify for election as members to the East African Legislative Assembly –

JUBILEE PARTY						
No.	Name of Nominee	ID/Pp. No.	Age	Gender	County	PWD
1.	Hon. Simon Nganga Mbugua	13308633	43	Male	Nairobi	No
2.	Hon. Adan Mohamed Nooru	0209144	59	Male	Mandera	No
3.	Mr. Charles Ayako Nyachae	7128597	59	Male	Kisii	No
4.	Hon. Lawrence Mpuru Aburi	2505927	55	Male	Meru	No
5.	Hon. Wanjiku Muhia	14476590	42	Female	Nyandarua	No

6.	Ms. Elizabeth Wangui Njeeh	25739372	30	Female	Nyeri	No
7.	Hon. AbdulAziz Ali Farah	10028709	48	Male	Mandera	No
8.	Ms. Irene Cherop Masit	8032980	50	Female	Elgeyo Marakwet	No
9.	Ms. Flowrence Jematiah Sergon	22209767	37	Female	Baringo	No
10.	Mr. Justin Nthiiri Bundi	4828645	60	Male	Tharaka- Nithi	No
11.	Ms. Eunice Wanjiru Karanja	10961219	45	Female	Trans- Nzoia	No
12.	Mr. Jackson Kipkemoi Kosgei	4019786	61	Male	Baringo	Yes
13.	Ms. Dorice Donya Aburi	22862539	35	Female	Kisii	No
14.	Dr. Muriuki Joe Muriithi	A1608352	58	Male	Nyeri	No

NASA COALITION

No.	Name of Nominee	ID/Pp. No.	Age	Gender	County	PWD
1.	Hon. (Dr.) Oburu Oginga	0637188	74	Male	Siaya	No
2.	Mr. Kennedy Musyoka Kalonzo	24804993	31	Male	Kitui	No
3.	Mr. Norman Magaya Amugira	23127809	36	Male	Kakamega	No
4.	Hon. Fatuma Ibrahim Ali	33246825	52	Female	Wajir	No

5.	Hon. Abdikadir Omar Aden	13116397	45	Male	Garissa	No
6.	Ms. Beth Kalunda Mutunga- Syengo	7435755	49	Female	Machakos	No
7.	Hon. Abubakar Zein Abubakar	8375661	53	Male	Mombasa	No
8.	Ms. Loy Mwandu Maviala	0563313	69	Female	Kakamega	No
9.	Ms. Angela Mueni Munyasia	1472556	56	Female	Machakos	No
10.	Ms. Jane Moronge Marwa	8997651	49	Female	Migori	No
11.	Mr. Justus Onsongo Mochoge	0638384	56	Male	Kisii	No

- 5) **That**, prior to the subsequent EALA elections, the Member States considers a review of the EAC Treaty to unequivocally provide for criteria of nomination of candidates independent of a political party and consequently, the constitutive parliaments undertake a review of their respective election rules in conformity to address the existing ambiguities;
- 6) **That**, pursuant to rule 15 of the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017, election of members to EALA be held **on 13th December, 2017.**
-

REPUBLIC OF KENYA



12TH PARLIAMENT

REPORT OF THE JOINT PARLIAMENTARY SELECT COMMITTEE
ON ELECTION OF MEMBERS TO THE EAST AFRICAN
LEGISLATIVE ASSEMBLY (EALA)

ADOPTION LIST

We, the undersigned, hereby affix our signatures to this Report to affirm our approval:

DATE: 6th December, 2017

	NAME	SIGNATURE
1.	Hon. Katoo Ole Metito, M.P. – Co-Chairperson	
2.	Sen. Millicent Omanga, M.P – Co-Chairperson	
3.	Sen. Aaron Cheruiyot, M.P.	
4.	Hon. Jayne Kihara, M.P.	
5.	Sen. Mutula Kilonzo Junior, M. P.	
6.	Hon. Jeremiah Kioni, M.P.	
7.	Sen. (Dr.) Abdullahi Ibrahim Ali, M. P.	
8.	Hon. Dan Maanzo, M.P.	
9.	Sen. Rose Nyamunga, M.P.	
10.	Hon. Florence Mutua, M.P.	

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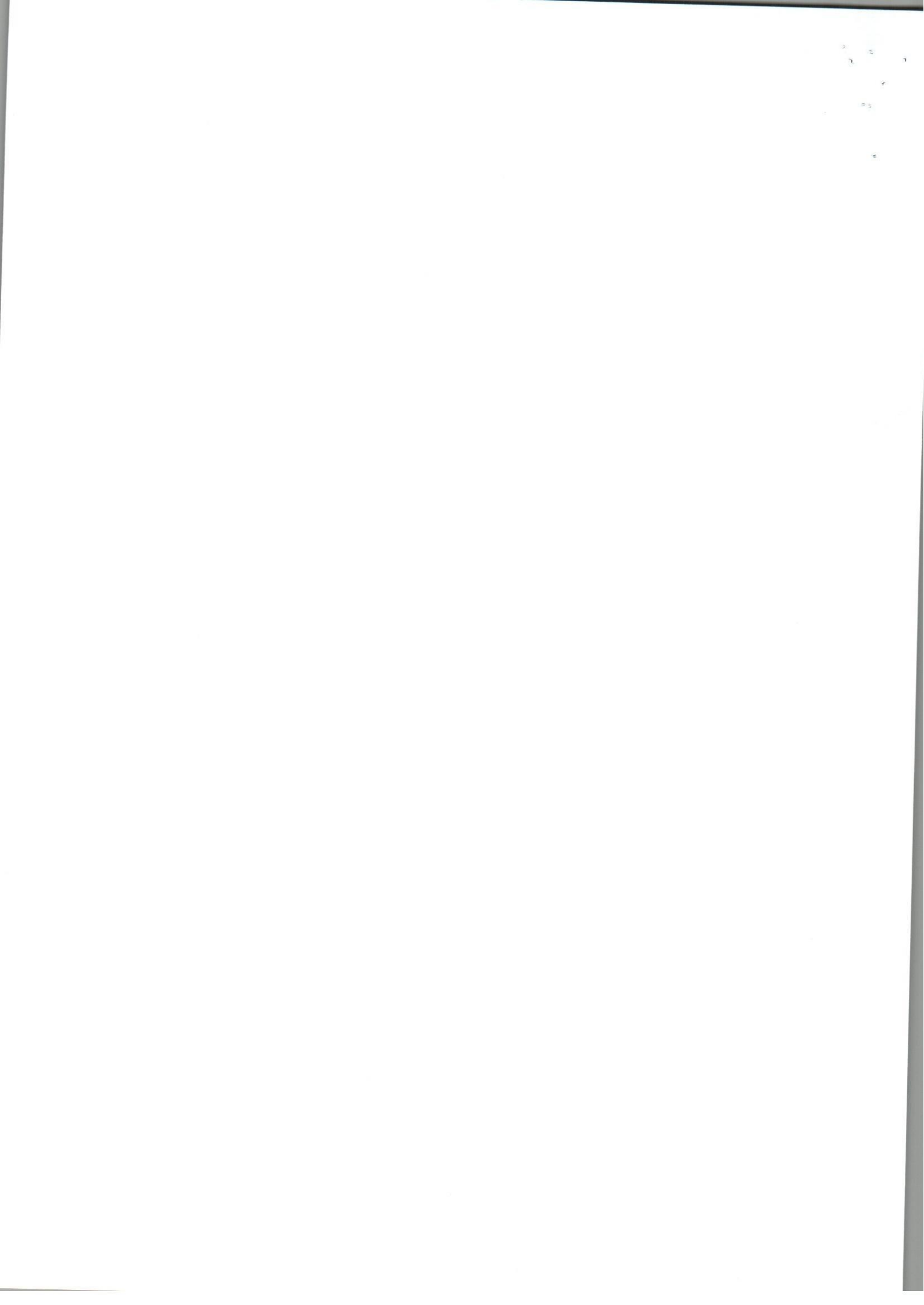
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ANNEX 1: MINUTES OF THE COMMITTEE SITTINGS



MEETING OF THE FIRST SITTING OF THE JOINT PARLIAMENTARY SELECT COMMITTEE ON THE ELECTION OF MEMBERS TO THE EAST AFRICAN LEGISLATIVE ASSEMBLY, HELD ON WEDNESDAY 15TH NOVEMBER, 2017 AT 10.00 A.M. IN COMMITTEE ROOM NO.7, MAIN PARLIAMENT BUILDINGS

PRESENT

Hon. Katoo Ole Metito, M.P.	-	Co-Chairperson
Sen. Millicent Omanga, M.P	-	Co-Chairperson
Hon. Jayne Kihara, M.P.	-	Member
Sen. Aaron Cheruiyot, M.P.	-	Member
Hon. Jeremiah Kioni, M.P.	-	Member
Sen. Mutula Kilonzo Jnr, M.P.	-	Member
Hon. Daniel Maanzo, M.P.	-	Member
Sen. (Dr.) Abdulahi Ibrahim Ali, M.P.	-	Member
Hon. Florence Mutua, M.P.	-	Member
Sen. Rose Nyamunga, M.P.	-	Member

IN ATTENDANCE

Secretariat

Mr. Michael Sialai	-	Clerk (National Assembly)
Mr. M. A. Mohamed	-	Senior Deputy Clerk (Senate)
Mr. Jeremiah Ndombi	-	Senior Deputy Clerk (KNA)
Mr. Boniface Lenairoshi	-	Principal Clerk Assistant (Senate)
Mr. Rana Tiampati	-	Principal Clerk Assistant (KNA)
Ms. Elizabeth Muhia	-	Principal Legal Counsel (Senate)
Mr. Denis Abisai	-	Principal Legal Counsel (KNA)
Mr. Kefa Omoti	-	Principal Research Officer (Senate)
Mr. Dima Dima Wilson	-	Senior Legal Counsel (KNA)
Ms. Susan Maritim	-	First Clerk Assistant (KNA)
Ms. Rose Mudibo	-	Second Clerk Assistant (Senate)
Mr. Mitchell Otoro	-	Legal Counsel II (Senate)
Mr. Benson Inzofu Mwale	-	Third Clerk Assistant (Senate)
Mr. Victor Bett	-	Third Clerk Assistant (Senate)
Mr. Charles Ngatia	-	Third Clerk Assistant (Senate)
Mr. Godan Mamo	-	Sergeant-at-Arms (Senate)
Mr. Eugene Luteshi	-	Audio Officer (Senate)

MIN/JPCEALA/001/2017

PRELIMINARIES

The meeting was called to order at ten minutes past ten o'clock and thereafter opened with prayer and introductions.

MIN/JPCEALA/002/2017

ADOPTION OF THE AGENDA

The agenda of the meeting was adopted with an amendment to combine agenda item No.3 and No. 4 after it was proposed and seconded by Sen. Mutula Kilonzo Junior, M.P. and Hon. Daniel Maanzo, M.P. respectively, so as to reflect as follows;

Prayer

- 1.Introduction
- 2.Adoption of the Agenda;
- 3.Remarks by the Clerks of the Houses of Parliament & Brief on the mandate of the Committee;
- 4.Consideration of Committee Timelines;
- 5.Any Other Business;
- 6.Date of Next Meeting
- 7.Adjournment.

MIN/JPCEALA/003/2017

REMARKS BY THE CLERKS OF THE HOUSES OF PARLIAMENT & BRIEF ON THE MANDATE OF THE COMMITTEE

The Representative of the Clerk of the Senate, Mr. M. A. Mohamed welcomed Members to the meeting and briefed them on the Committee's mandate and timelines. He explained to the Members that the Clerk of the East African Legislative Assembly (EALA) had written to the Speakers of Parliaments in the Partner States requesting them to cause to be held an election of members of EALA.

The Committee was informed that by a motion adopted by the National Assembly and the Senate on 8th and 9th November, 2017 respectively, the Houses of Parliament established a Joint Committee consisting of seven (5) members from each House, with the following mandate—

- a) suggest appropriate timelines for purposes of notifications, nominations and elections; and
- b) Consider the nominees, oversee the election process and report to the House within the timelines stipulated in the Elections Rules.

The Co-Chairperson, Hon. Katoo Ole Metito, M.P. gave a background brief of the work done by a Joint Committee of the Eleventh (11th) Parliament and explained the reasons as to why the committee did not conclude its mandate.

He explained that the 11th Parliament made an amendment to Rule 6 of the EALA Election Rules, 2017 which was gazetted on 14th August, 2017 as Kenya Gazette Supplement No. 129, and thereby makes its mandatory for political parties to submit a list of nominees that is three times the number of slots available for nomination.

The Committee was explained to how the slot available for nomination of candidates was arrived at. The Committee considered the party strength in the (12th) Parliament and resolved that;

- a) Jubilee Party was entitled to 5 nomination slots;
- b) NASA Coalition was entitled to 4 nomination slots; and

- c) Independent Candidates did not qualify for any nomination slot because an independent candidate was independent of the other independent candidates and therefore could not be considered as a group.

The Committee clarified that the nomination process was new and distinct from the process done by the Eleventh (11th) Parliament, since the slots for nomination were based on the parliamentary party membership of the Twelfth (12th) Parliament.

MIN/JPCEALA/004/2017 CONSIDERATION OF COMMITTEE TIMELINES

The Principal Legal Counsel (Senate), Ms. Elizabeth Muhia presented the Committee timelines and explained that they were arrived from the timelines set out in the EALA Rules, 2017.

Members discussed the timelines and proposed that the timelines be reduced so that the elections would be held by 14th December, 2017. The Committee made the following amendments to the timelines;

- a) The advertisement calling for applications for membership to EALA be done on 16th November, 2017;
- b) Close of applications be on 23rd November, 2017;
- c) Nomination day be on 30th November, 2017;
- d) Joint Committee meeting on 5th December, 2017; and
- e) Elections be held between 13th-14th December, 2017.

MIN/JPCEALA/005/2017 ANY OTHER BUSINESS

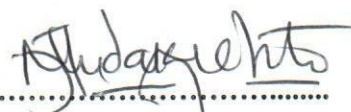
No other business arose.

MIN/JPCEALA/006/2017 DATE OF THE NEXT MEETING

The next meeting will be held on **Tuesday, 5th December, 2017** in Committee Room No.7, Main Parliament Buildings.

MIN/JCEALA/007/2017 ADJOURNMENT

There being no other business, the meeting was adjourned at quarter past eleven o'clock until Tuesday, 5th December, 2017.

Signed.....

Hon. Katoo Ole Metito, M.P.
Co-Chairperson

Date.....6/12/2017.....

Signed.....

Sen. Millicent Omanga, M.P.
Co-Chairperson

Date.....

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MEETING OF THE SECOND SITTING OF THE JOINT PARLIAMENTARY SELECT COMMITTEE ON THE ELECTION OF MEMBERS TO THE EAST AFRICAN LEGISLATIVE ASSEMBLY, HELD ON WEDNESDAY 5TH DECEMBER, 2017 AT 10.00 A.M. IN COMMITTEE ROOM NO.7, MAIN PARLIAMENT BUILDINGS

PRESENT

Hon. Katoo Ole Metito, M.P.	-	Co-Chairperson
Sen. Millicent Omanga, M.P	-	Co-Chairperson
Hon. Jayne Kihara, M.P.	-	Member
Sen. Aaron Cheruiyot, M.P.	-	Member
Hon. Jeremiah Kioni, M.P.	-	Member
Hon. Daniel Maanzo, M.P.	-	Member
Sen. (Dr.) Abdulahi Ibrahim Ali, M.P.	-	Member
Hon. Florence Mutua, M.P.	-	Member
Sen. Rose Nyamunga, M.P.	-	Member

ABSENT WITH APOLOGY

Sen. Mutula Kilonzo Jnr, M.P.	-	Member
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IN ATTENDANCE

Secretariat

Mr. Jeremiah Ndombi	-	Senior Deputy Clerk (KNA)
Mr. Anthony Njoroge	-	Director, Litigation & Compliance
Mr. Mbarak A. Ahmed	-	Legal Counsel (Litigation & Compliance)
Mr. Boniface Lenairoshi	-	Principal Clerk Assistant (Senate)
Ms. Elizabeth Muhia	-	Principal Legal Counsel (Senate)
Mr. Denis Abisai	-	Principal Legal Counsel (KNA)
Mr. Kefa Omoti	-	Principal Research Officer (Senate)
Mr. Dima Dima Wilson	-	Senior Legal Counsel (KNA)
Ms. Susan Maritim	-	First Clerk Assistant (KNA)
Ms. Rose Mudibo	-	Second Clerk Assistant (Senate)
Mr. Mitchell Otoro	-	Legal Counsel II (Senate)
Mr. Godana Mamo	-	Sergeant-at-Arms (Senate)
Mr. Eugene Luteshi	-	Audio Officer (Senate)

MIN/JPCEALA/008/2017

PRELIMINARIES

The meeting was called to order at half past ten in the morning, and thereafter opened with prayer and introductions.

MIN/JPCEALA/009/2017

ADOPTION OF THE AGENDA

The agenda of the meeting was adopted after it was proposed and seconded by Sen. (Dr.) Abdulahi Ibrahim Ali, M.P. and Hon. Jayne Kihara, M.P. respectively as follows;

Prayer

1. Prayer and Introduction
2. Adoption of the Agenda;
3. Consideration of Minutes of the Previous Meeting
4. Matters Arising
5. Consideration of the Report from the Presiding Officers on the nomination process;
6. Consideration of Court Cases on EALA Nominations
7. Any Other Business
8. Date of Next Meeting
9. Adjournment.

MIN/JPCEALA/010/2017

CONSIDERATION OF THE MINUTES OF THE 1ST SITTING

Confirmation of Minutes of the 1st sitting of the Committee was deferred to the next sitting.

MIN/JPCEALA/011/2017

CONSIDERATION OF REPORT FROM THE PRESIDING OFFICERS ON THE NOMINATION PROCESS

Brief by the Presiding Officer

The Senior Deputy Clerk (KNA), Mr. Jeremiah Ndombi presented a detailed brief indicating the progress of the nomination process of members to the East African Legislative Assembly (EALA).

He highlighted the following;

- 1) That nomination was held on Thursday, 30th November, 2017 at County Hall, Mini Chambers from 9.00 a.m. to 4.00 p.m.
- 2) The presiding officers received a list of fifteen (15) nominees from Hon. Adan Duale, M.P. and Sen. Kipchumba Murkomen, M.P., the Leader of the Majority Party in the National Assembly and the Senate respectively, at 10.45 a.m.
- 3) At 3.30 p.m. the presiding officers received a list of twelve (12) nominees from the NASA Coalition signed by Sen. Moses Wetangula, M.P., and Hon. John Mbadi, M.P., Minority Leader of the Senate and the National Assembly respectively.
- 4) Several independent candidates submitted their respective nomination papers for consideration by the presiding officers.
- 5) Upon scrutiny, successful nominees were issued with provisional certificates of nomination.
- 6) On 1st December, 2017 the presiding officers wrote to: -
 - a) the **Independent Electoral and Boundaries Commission** to confirm-
 - (i) Whether or not, as required under article 99 (1) 9a) of the Constitution, each provisionally nominated candidate is registered as a voter in the voters' register held by the Commission, and
 - (ii) Whether or not, as required under article 99(1) (a) of the Constitution, the persons set out in the list submitted by the independent candidates, as persons supporting their nominations, are registered voters in the respective constituencies (at least one thousand registered voters in the constituency) or counties (at least two thousand registered voters).

- b) **The Registrar of Political Parties** to ascertain whether the independent candidates meet the conditions set out in section 33(1)(a) of the Elections Act, 2011.
- 7) That on 4th December, 2017 the Registrar of Political Parties replied in a letter informing the presiding officers indicating the status of the independent candidates being members of the Jubilee Party and that Mr. Eric Wanjohi Gatheru was the only partyless candidate.
 - 8) That on 5th December, 2017, the Independent Electoral and Boundaries Commission wrote back to the presiding officers indicating that all the thirty-one (31) candidates were duly registered as voters. The Commission further sought to have the soft copies of the list of supporters of the independent candidates.
 - 9) Nomination papers and documents of provisionally nominated candidates were opened for public inspection on Friday 1st December, 2017 and Monday 4th December, 2017 in accordance to rule 12.
 - 10) That the presiding officers received three complaints to be considered by the Joint Committee;
 - (i) A nominee of the NASA Coalition, Mr. Justus O. Mochoge alleging that he was informed of his nomination on the nomination day at 3.30 p.m. and was not able to avail his papers as he was in Busia.
 - (ii) A letter from Hon. Lawrence Sifuna, an independent candidate indicating that he sent his application to the Clerk of the National Assembly on 17th November, 2017 but was not able to present his papers on 30th November as his vehicle broke down in Webuye.
 - (iii) A letter from Mr. Jimmy P. Luka who presented his papers on 1st December, 2017, raising an issue that he had been excluded by his party from the list of nominees and requesting that the list presented by NASA to be rejected owing to the fact that no disable person had been nominated.

Committee Resolution

Having considered the matters raised in the report by the presiding officers, the Committee resolved;

- To amend item three (3) on the report by deleting the word 'additional'.
- To admit the papers of Mr. Justus Mochoge as a nominee of the NASA Coalition.
- To dismiss both the requests by Hon. Lawrence Sifuna and Mr. Jimmy P. Luka.
- To hold a meeting on 6th December, 2017 at 4.00 p.m. to consider and adopt the report and receive the pending response from the Independent Electoral and Boundaries Commission.

MIN/JPCEALA/012/2017 CONSIDERATION OF COURT CASES ON EALA NOMINATIONS

The Director, Litigation & Compliance briefed Members on the current court cases challenging the EALA Elections as follows;

- That as at 5th December, 2017 there were three court cases relating to the EALA elections. Two seeking orders to quash the EALA elections commenced by the 11th Parliament and one case filed to compel the 12th Parliament to carry out and complete the EALA elections, following the expiry of the term of the 11th Parliament.

- On 18th May 2017, Mr. Okiya Omtatah Okoiti, acting in person, filed a petition at the High Court against the Hon. The Attorney General, the Senate and the National Assembly. The Jubilee Coalition and the CORD Coalition were joined as interested parties seeking orders to restrain the Senate and National Assembly from conducting the EALA elections on the following grounds.
- On 24th November, 2017 Mr. Omtatah filed a fresh application under a certificate of urgency seeking conservatory orders to halt the fresh EALA election process being undertaken by the 12th Parliament.
- On 29th November, 2017 Honourable Mr. Justice Mativo, made the following direction;
 - (a) The Petitioner (Mr. Omtatah) is granted leave to amend the petition within 3 days and serve the same upon the respondents and the interested parties;
 - (b) The respondents and the Interested Party to respond to the amended petition within 7 days from the date of the service (if need be);
 - (c) The Respondents to file their written submissions to the Preliminary Objection within the same period of 7 days from the dated of service; and,
 - (d) The matter shall be heard on 29th January 2018.

MIN/JPCEALA/013/2017 BALLOT PAPER DESIGN

The secretariat presented a sample of the proposed ballot paper for the election of members to the East African Legislative Assembly.

Upon consideration the Committee resolved as follows;

- To amend the ballot paper to have both the option of an 'X' or a 'tick' (yes).
- To clearly indicate on the instructions of the ballot paper that any a ballot will be considered spoilt if a member marks more than nine (9) candidates.
- Design the ballot paper in accordance with rule 16(1).

MIN/JPCEALA/014/2017 ANY OTHER BUSINESS

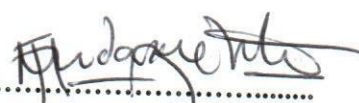
No other business arose.

MIN/JPCEALA/015/2017 DATE OF THE NEXT MEETING

The next meeting will be held on **Wednesday 6th December, 2017 at 4.00 p.m.** in Committee Room No.7, Main Parliament Buildings.

MIN/JCEALA/016/2017 ADJOURNMENT

There being no other business, the meeting was adjourned at thirty minutes past noon until Wednesday 6th December, 2017 at 4.00 p.m.

Signed.....
 Hon. Katoo Ole Metito, M.P.
 Co-Chairperson
 Date.....6/12/2017

Signed.....
 Sen. Millicent Omanga, M.P
 Co-Chairperson
 Date.....

**MEETING OF THE THIRD SITTING OF THE JOINT PARLIAMENTARY
SELECT COMMITTEE ON THE ELECTION OF MEMBERS TO THE
EAST AFRICAN LEGISLATIVE ASSEMBLY, HELD ON WEDNESDAY,
6TH DECEMBER, 2017 AT 4.00 P.M. IN COMMITTEE ROOM NO.7, MAIN
PARLIAMENT BUILDINGS**

PRESENT

Hon. Katoo Ole Metito, M.P.	- Co-Chairperson
Sen. Millicent Omanga, M.P.	- Co-Chairperson
Hon. Jayne Kihara, M.P.	- Member
Sen. Aaron Cheruiyot, M.P.	- Member
Hon. Daniel Maanzo, M.P.	- Member
Sen. (Dr.) Abdulahi Ibrahim Ali, M.P.	- Member
Hon. Florence Mutua, M.P.	- Member
Sen. Rose Nyamunga, M.P.	- Member
Sen. Mutula Kilonzo Jnr, M.P.	- Member
Hon. Jeremiah Kioni, M.P.	- Member

IN ATTENDANCE

Mr. Jeremiah Nyegenye
Mr. Michael Sialai
Mr. Jeremiah Ndombi
Mr. Boniface Lenairoshi
Ms. Elizabeth Muhia
Mr. Denis Abisai
Mr. Kefa Omoti
Mr. Dima Dima Wilson
Ms. Susan Maritim
Ms. Rose Mudibo
Mr. Mitchell Otoro
Mr. Godana Mamo
Mr. Eugene Luteshi

SECRETARIAT

- Clerk of the Senate
- Clerk of the National Assembly
- Senior Deputy Clerk (KNA)
- Principal Clerk Assistant (Senate)
- Principal Legal Counsel (Senate)
- Principal Legal Counsel (KNA)
- Principal Research Officer (Senate)
- Senior Legal Counsel (KNA)
- First Clerk Assistant (KNA)
- Second Clerk Assistant (Senate)
- Legal Counsel II (Senate)
- Sergeant-at-Arms (Senate)
- Audio Officer (Senate)

MIN/JPCEALA/017/2017 PRELIMINARIES

The meeting was called to order at half past four in the afternoon, and thereafter opened with a word of prayer.

MIN/JPCEALA/018/2017 ADOPTION OF THE AGENDA

The agenda of the meeting was adopted as follows;

Prayer

1. Adoption of the Agenda;

MIN/JPCEALA/022/2017 RESPONSE FROM THE COMMITTEE

Having considered the nomination process and matters arising thereafter, the Committee resolved that the final list will constitute fourteen (14) nominated members from the Jubilee Party and eleven (11) from the NASA Coalition.

MIN/JPCEALA/023/2017 BALLOT PAPER DESIGN

The Committee considered the design of the ballot paper presented by the secretariat and requested the secretariat to include the photographs of the nominees. It was resolved that the matter be considered administratively.

MIN/JPCEALA/024/2017 ANY OTHER BUSINESS

No other business arose.

MIN/JCEALA/025/2017 ADJOURNMENT

There being no other business, the meeting was adjourned at five o'clock.

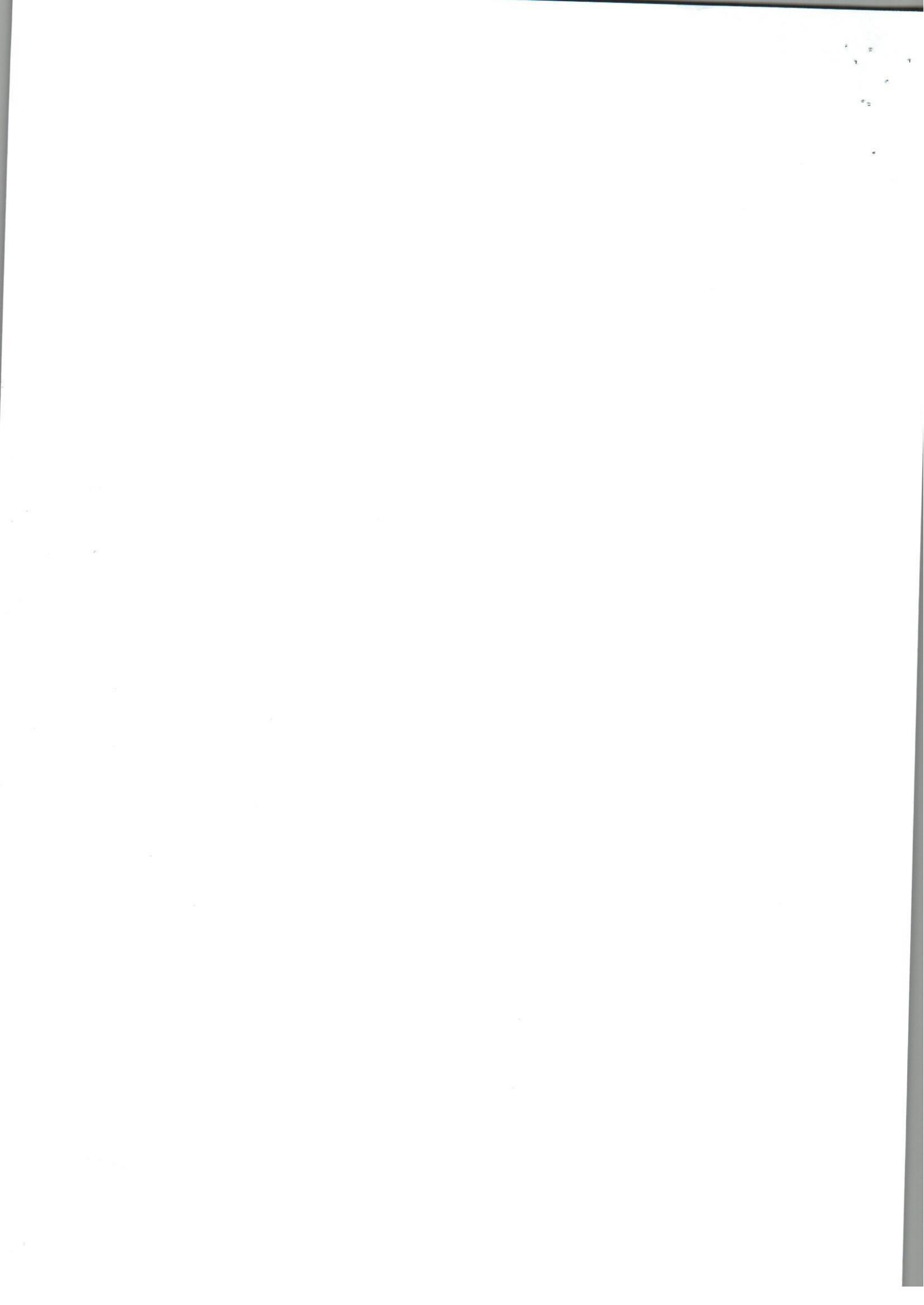
Signed.....
Hon. Katoo Ole Metito, M.P.
Co-Chairperson

Signed.....
Sen. Millicent Omanga, M.P.
Co-Chairperson

Date.....

Date.....

**ANNEX 2: THE EAST AFRICAN LEGISLATIVE ASSEMBLY ELECTIONS
(ELECTION OF MEMBERS) RULES, 2017**



SPECIAL ISSUE

Kenya Gazette Supplement No 57

277

21st April, 2017

(Legislative Supplement No. 24)

LEGAL NOTICE NO. 58

THE EAST AFRICAN LEGISLATIVE ASSEMBLY
ELECTIONS ACT, 2011

IN EXERCISE of the powers conferred by section 12 of the East African Legislative Assembly Elections Act, the Parliament of Kenya makes the following Rules:—

THE EAST AFRICAN LEGISLATIVE ASSEMBLY ELECTIONS
(ELECTION OF MEMBERS OF THE ASSEMBLY) RULES, 2017

PART I—PRELIMINARY

1. These Rules may be cited as the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017.

Citation.

2. In these Rules, the parliamentary words and expressions used have the same meaning as that assigned to them in the Standing Orders of the respective House of Parliament and unless the context otherwise requires—

Interpretation.

“candidate” means a person who is nominated to vie for election to the East African Legislative Assembly;

“election” means an election to the East African Legislative Assembly;

“joint committee” means a committee established by the National Assembly and the Senate for the purposes of elections conducted under these Rules;

“nomination” means nomination as a candidate to vie for election to the East African Legislative Assembly;

“party” means a parliamentary political party or coalition of parliamentary political parties;

“presiding officers” means the Clerk of the National Assembly and the Clerk of the Senate;

“returning officers” means the Speaker of the National Assembly and the Speaker of the Senate; and

“voter” means a member of the National Assembly or the Senate but does not include the Speaker of either House of Parliament.

PART II—QUALIFICATIONS AND NOMINATION OF
CANDIDATES

3. A person shall not qualify to vie for election unless he or she meets the requirements for election set out under Article 50(2) of the Treaty for the Establishment of the East African Community, Article 99 of the Constitution and section 22 of the Elections Act.

Qualification for election.

No. 24 of 2011.

4. Where an election is to be held, the presiding officers shall, by notice in the Gazette and in at least two newspapers of national circulation—

Notification of election and nomination date.

(a) notify that fact and invite interested qualified persons to apply, within a period of seven days from the date of the notice, for nomination to be elected as a member of the East African Legislative Assembly; and

(b) appoint a nomination day, which shall be within a period of seven days from the expiry of the period prescribed under paragraph (a) for the receipt of applications for nomination.

5. A person who qualifies for nomination shall submit his or her application for nomination to the specified political party of his or her choice in the manner specified in the notice published under rule 4.

Application for nomination by a political party.

6. (1) A party shall be entitled to nominate for election under these Rules any number of candidates not exceeding three times the figure arrived at by multiplying the number of elected Members of Parliament of that party by such number as Joint Committee shall determine and dividing the result by the total number of elected Members of Parliament.

Number of nominees of each party.

(2) In nominating its candidates, each party shall, as much as it is feasible, take into account the need for fair representation of the various shades of opinion, regional balance, gender and other special interest groups in Kenya and shall ensure that at least one third of its nominees are women.

7. The presiding officers may, before the expiry of the period prescribed under rule 4(b) invite the respective leader of the majority party and the leader of the minority party of all parties entitled to nominate candidates for a pre-nomination briefing on the nomination requirements under the Treaty for the Establishment of the East African Community, the East Africa Legislative Assembly Elections Act, 2011 and under these Rules.

Pre-nomination briefing.

8. (1) Upon the nomination of a candidate under these Rules, the respective political party or the nominee, as the case may be, shall submit the particulars of the nominee in the form prescribed in the First Schedule to the presiding officer in the manner prescribed under rule 10.

Nomination of candidates by a political party.

(2) The nomination of a candidate by a political party shall not be valid unless the candidate or political party submits to the presiding officer, the prescribed form duly filled and certified by the leader of the majority party or the leader of the minority party, as the case may be, in the manner set out in the form.

(3) Each party shall nominate candidates through a transparent and democratic process and shall keep a written record of the proceedings at which the final decision to nominate any candidate was made.

9. A person intending to vie for election independent of a political party shall submit his or her duly filled nomination form in the format prescribed in Second Schedule to a presiding officer in the

Nomination of candidates independent of a political party.

manner specified in the notice published under rule 4 and in accordance with rule 10.

10. On the day of nomination, at any time not later than four o'clock in the afternoon, an independent candidate or a nominee, the leader of the majority party or the leader of the minority party, as the case may be, of all parties entitled to nominate candidates shall deliver nomination papers of the candidate or candidates nominated by the party to the presiding officer.

Delivery of nomination papers.

11. (1) A candidate may, not later than four o'clock in the afternoon of the day following the nomination day, withdraw his or her candidature by notice in writing signed and delivered to the presiding officer, and in the case of a candidate nominated by a political party, with a copy to the party leader of the party that nominated the candidate.

Withdrawal or death of a candidate.

(2) No withdrawal of a candidate shall be accepted after the expiry of the period prescribed under sub-rule (1).

(3) Where the presiding officer receives information that a candidate has died and the information is received after four o'clock in the afternoon of the nomination day, and before the election day, the election shall proceed, but the voters shall be informed of such death.

(4) In the case of a party nominee, the party which nominated the candidate who dies or for any other reason ceases to be a candidate before the election day, may notwithstanding rule 10, nominate another person in place of the candidate.

12. Subject to such conditions as the presiding officers may prescribe, any person may, during office hours for two working days from the nomination day, inspect the nomination papers of any candidate and may lodge a complaint with the presiding officers in relation to a candidate's nomination.

Inspection of nomination papers.

13. (1) Within three days after the expiry of the period provided for in rule 10, the presiding officers shall forward to the joint committee, for its consideration, the names and nomination papers of all duly nominated candidates together with any complaint that may have been received under rule 12.

Forwarding of nomination papers to joint committee.

(2) The joint committee may, in considering nomination papers under sub-rule (1), invite to appear before the committee, the respective nominee in order to verify any information affecting his or her qualification to vie for elections under these Rules.

(3) The joint committee may, upon considering the nomination papers of a candidate make a recommendation for the rejection of the papers of the candidate if it is apparent from the contents of the papers that the candidate is not qualified to vie for election.

(4) The joint committee may make a recommendation for the rejection of all nominations and order a fresh nomination if it is apparent from the list of nominees that it shall not be possible, upon the holding of elections, to have, as much as is feasible, a fair representation of the various political parties in Parliament, regional

balance, shades of opinion, gender and other special interest groups in Kenya and to ensure that at least not more than two thirds of the persons elected are of the same gender.

(5) The joint committee shall consider the nomination papers and table its report on the nominees in both Houses of Parliament within a period of seven days from the date of receipt of the papers.

(6) In the event that Parliament approves the recommendation of the joint committee for a fresh nomination, the presiding officer may shorten the periods specified under rule 4.

PART III—ELECTION CAMPAIGNS AND VOTING

14. An aspiring candidate may approach and seek the support of a Member of Parliament entitled to vote before the nomination day and may, if nominated, continue to do so after the nomination day.

Campaigns by nominees.

15. (1) The presiding officers shall, by notice published in the Gazette and in at least two newspapers of national circulation appoint a date and a venue for the holding of the election by the respective Houses of Parliament which shall be not more than fourteen days after the nomination day.

Publication of election date.

(2) The date and time for election appointed under sub-rule (1) shall be the same for the National Assembly and the Senate.

16. (1) Each presiding officer shall prepare and at the time appointed for the election, shall issue to each voter one ballot paper on which shall be written in alphabetical order, the names of all duly nominated candidates, their gender, age and county clustered under the heading of the names of the respective parties that nominated them.

Ballot paper.

(2) A voter shall be required to cast a specified number of votes, which shall be clearly indicated on the ballot paper, in respect of the candidates nominated by each party.

(3) The number of votes cast under sub-rule (2) in respect of each party shall be the figure arrived at by multiplying the number of Members of Parliament of that party by the number determined by the Joint Committee and dividing the result by the total number of Members of Parliament.

17. (1) The voting in each House shall be conducted under the general supervision of the respective Speaker, who shall be the returning officer, in the place appointed by the Speaker.

Voting.

(2) On receiving a ballot paper, a voter shall secretly record his or her votes by putting a mark against the names of the nine candidates that the voter wishes to elect as members of the East African Legislative Assembly, in the respective proportions specified under sub-rule (3) of rule 15.

(3) A voter shall cast as many votes as the number of candidates to be elected and in proportion to the number of candidates required to be elected as shall be determined by the Joint Committee.

(4) Where a voter casts more votes than the number of candidates required to be elected with respect to a category of candidates, the ballot paper of that voter shall be regarded as spoilt.

(5) The ballot paper of a voter shall not be regarded as spoilt where the voter casts a number of votes that falls below the number of candidates to be elected in an election conducted under these Rules.

(6) A voter who accidentally spoils a ballot paper while voting is in progress shall, on surrendering the spoilt ballot paper, be issued with a replacement ballot paper.

18. (1) Immediately after all voters have cast their votes, the respective returning officer shall appoint two members to act as counting agents for all the candidates.

Counting of votes.

(2) The respective presiding officer shall, in the presence of the counting agents as witnesses, count the votes cast.

19. When the votes have been counted and the results of the election have been ascertained—

Declaration of results.

- (a) each presiding officer shall record the results of the tally and report to the respective House the results of the election together with the number of votes recorded for each candidate under each cluster at the end of the election exercise;
- (b) the returning officer in each House shall the upon reporting the results of the elections under paragraph (a), send a message to the other House communicating the results of the election in the respective House;
- (c) the returning officer shall announce to the respective House, the results of the election in the other House; and
- (d) the returning officer in the National Assembly shall declare to be duly elected as members of the East African Legislative Assembly, nine persons who receive the highest number of votes.

20. Within seven days after the declaration of the duly elected members of the East African Legislative Assembly under rule 19 (d)—

Publication and transmission of names.

- (a) the presiding officers shall publish the names in the *Gazette*; and
- (b) the returning officers shall jointly transmit to the Clerk of the East African Legislative Assembly the names of the elected members as published in the *Gazette*.

21. The presiding officers of the respective Houses of Parliament shall ensure safe custody of all ballot papers and other documents relating to the conduct of the election and shall cause all such documents to be destroyed after the expiration of six months from the election day.

Custody of ballot papers.

PART IV — VOIDANCE OF ELECTION

22. Any question that may arise as to whether a person is an elected member of the East African Legislative Assembly or whether a seat in the Assembly is vacant shall be determined by the High Court.

Determination of validity of candidate's election.

23. The procedure, jurisdiction and grounds for election petitions in respect of a Member of Parliament shall apply *mutatis mutandis* for a

Procedure for voidance of elections.

Member of the East African Legislative Assembly elected under these Rules.

PART V – MISCELLANEOUS

24. Where the seat of a member elected under these Rules becomes vacant, the Speakers shall, upon receipt of notification of the vacancy from the Speaker of the East African Legislative Assembly, facilitate the election of a member to replace the member in accordance with the procedure set out under these Rules.

Filling of vacancy.

25. If any matter arises which is not specifically provided for in these Rules, the respective Speakers shall make a ruling directing what is to be done and in making such a ruling, the Speakers shall be guided by the practice and procedure normally followed in similar situations with regard to the conduct of elections in Parliament.

Matters not specifically provided for.

26. These Rules supercede any previous rules, procedure or practice for the election of members to the East African Legislative Assembly.

Supereession

27. The Treaty for the Establishment of the East African Community (Election of Members of the Assembly) Rules, 2001 and the Treaty for the Establishment of the East African Community (Election of Members of the Assembly) Rules, 2012 are revoked.

Revocation of L.N. 154 of 2001 and L.N. 31 of 2012.

FIRST SCHEDULE

(r. 8 (c))

NOMINATION OF PARTY NOMINEE FORM FOR ELECTION OF A MEMBER OF THE EAST AFRICAN LEGISLATIVE ASSEMBLY

I, the undersigned, being the party leader of the party shown below hereby certify the nomination of the under mentioned person as a candidate at the said election.

<i>Candidates name in full</i>	<i>Address</i>	<i>Occupation or description</i>

Full names:

Party:

Signature of the party leader:

And I, the aforesaid

do hereby consent to my nomination as a candidate for the election as a member of the East African Legislative Assembly and hereby certify that I am in all respects qualified for nomination as such candidate.

I have attached herewith

- (a) a photocopy of my national identity card/passport; and
- (b) my detailed curriculum vitae showing my educational and other qualifications.

Signature of candidate:

FIRST SCHEDULE

(r. 9)

NOMINATION OF INDEPENDENT CANDIDATE FORM FOR
ELECTION OF A MEMBER OF THE EAST AFRICAN
LEGISLATIVE ASSEMBLY

I, the undersigned, being a person independent of a party do hereby present myself as a candidate for election as a member of the East African Legislative Assembly and I do certify that I am in all respects qualified to be elected as such. The following are my particulars—

<i>Name in full</i>	<i>Address</i>	<i>Occupation or description</i>

I have attached herewith

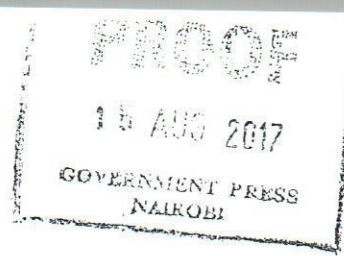
- (a) a photocopy of my national identity card/passport; and
- (b) my detailed curriculum vitae showing my educational and other qualifications.

Signature of candidate:

Dated 12th April, 2017.

EKWEE ETHURO,
Speaker of the Senate.

JUSTIN MUTURI,
Speaker of the National Assembly.



SPECIAL ISSUE

1869

Kenya Gazette Supplement No.129

14th August, 2017

(Legislative Supplement No. 63)

LEGAL NOTICE NO. 171

THE EAST AFRICAN LEGISLATIVE ASSEMBLY ELECTIONS
ACT, 2011

IN EXERCISE of the powers conferred by section 12 of the East African Legislative Assembly Elections Act, the Parliament of Kenya makes the following Rules:—

THE EAST AFRICAN LEGISLATIVE ASSEMBLY ELECTIONS
(ELECTION OF MEMBERS OF THE ASSEMBLY)
(AMENDMENT) RULES, 2017

1. These Rules may be cited as the East African Legislative Assembly Elections (Election of Members of the Assembly) (Amendment) Rules, 2017.

Citation.

2. Rule 6 of the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017 is amended by deleting sub-rule (1) and substituting therefor the following—

L.N. No. 58 of 2017.

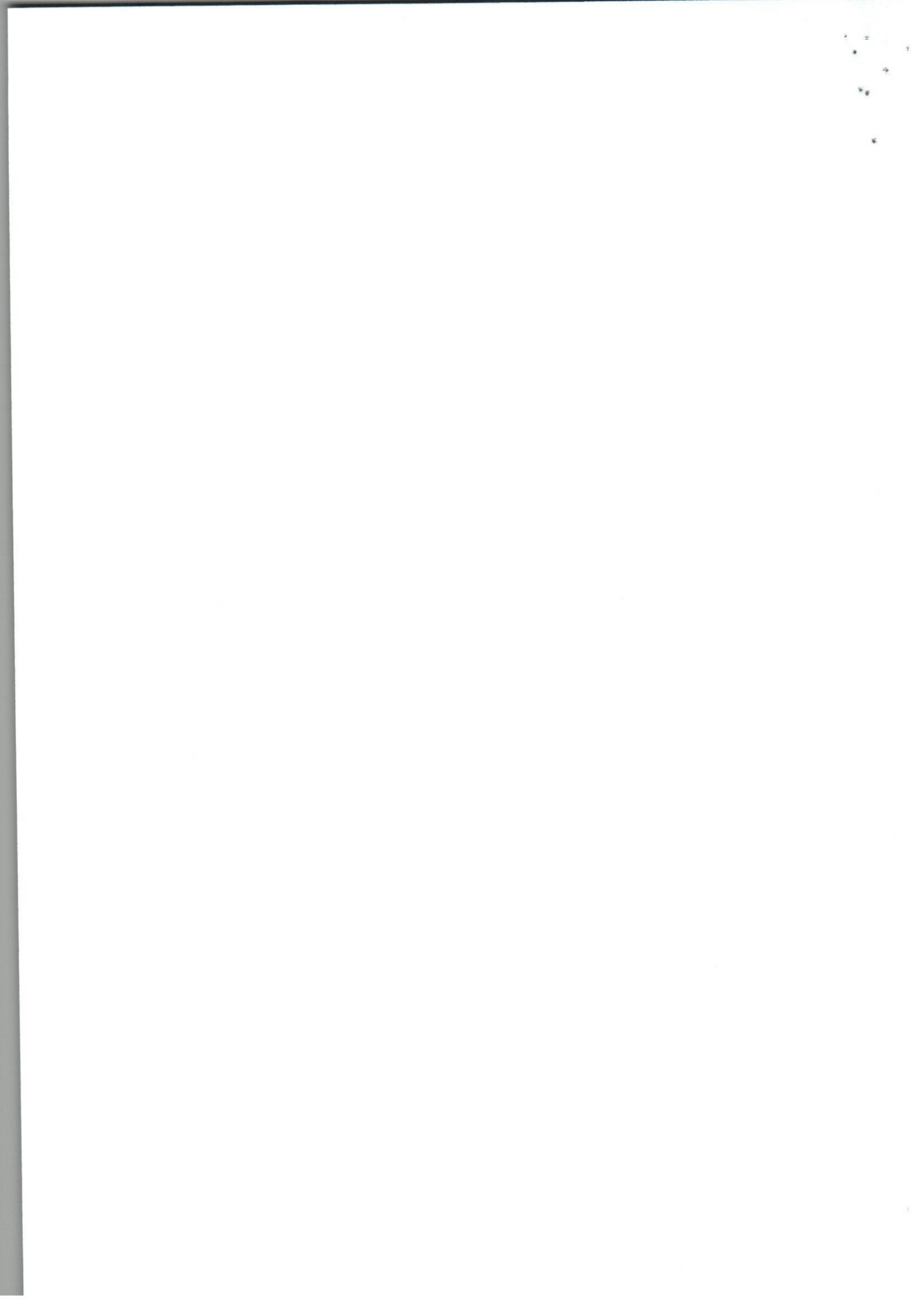
(1) The number of candidates that each party shall be entitled to nominate for election under these Rules shall be three times the figure arrived at by multiplying the number of elected Members of that party by such number as the Joint Committee shall determine and dividing the result by the total number of elected Members of Parliament.

Dated the 30th June, 2017.

EKWEE ETHURO,
Speaker of the Senate.

JUSTIN MUTURI,
Speaker of the National Assembly.

ANNEX 3: ADVERTISEMENT & GAZETTE NOTICE INVITING
APPLICATIONS FOR NOMINATION FOR THE EAST
AFRICAN LEGISLATIVE ASSEMBLY ELECTIONS
(ELECTIONOFMEMBERS) RULES, 2017



Downturn > Lacklustre China economic data cited

Markets falter on US tax cut doubts

Shares fell in New York, Paris and Frankfurt and tumbled in London and Tokyo

NEW YORK, Wednesday

Global stocks were pressured on Tuesday by nagging doubts about tax reform and worries about a petroleum glut. Equity markets fell in New York, Paris and Frankfurt and tumbled in London and Tokyo.

Analysts fear the weakness in recent days could hearken a pullback after a series of record market records over the past month. "There are signs that markets are starting to look a little overextended," Oanda analyst Craig Erlam said.

Following a relatively unimpacted rally in equity markets over the last couple of months, many market observers now are beginning to "question whether a correction of some kind is both warranted and healthy," Erlam said.

"Despite another strong earnings season, the rally has stalled which suggests we may now be at levels again that investors can't

justify going far above, which may leave them susceptible to a pull back, even one that isn't particularly large," he said.

Meanwhile, analysts said key differences between the tax bills proposed by the US House and Senate could drag out the long-anticipated proposal, a key aspect of President Donald Trump's economic growth agenda. There have been worries in particular over a Senate provision that would put off promised steep corporate tax cuts for a year.

Investor conviction is being "stymied by festering US tax reform skepticism," according to a market note from Charles Schwab.

Analysts also said lacklustre Chinese economic data and

Despite another strong earnings season, the rally has stalled which suggests we may now be at levels again that investors can't justify going far above, which may leave them susceptible to a pull back, even one that isn't particularly large."

Analyst Craig Erlam

a bearish oil report from the International Energy Agency weighed on sentiment.

The IEA warned that crude markets were expected to be oversupplied in the current quarter and going into 2018. That sent shares of Apache, Halliburton and Schlumberger down around three percent or more.

Euro rallied

Bourses in Frankfurt and Paris declined after the euro rallied following stronger-than-expected German growth data.

But London managed to hold steady, propped up by bright news from supermarket giant Tesco, which gained 5.3 percent after winning approval from British competition regulators for its £3.7-billion takeover of wholesaler Booker; and mobile phone titan Vodafone, which jumped 5.1 percent after reporting a profit for the first half of its fiscal year after reporting a big loss in the year-ago period.

Back in the US, General Electric continued to sink after new chief executive John Flannery's turnaround plan, unveiled Monday, disappointed investors. Shares dropped another 5.9 percent after losing more than 7.0 percent Monday.

(AFP)

EU MPs tighten rules on China imports

STRASBOURG, Wednesday

The European Parliament overwhelmingly passed a law on Wednesday that gives the EU far more legal freedom to tighten trade barriers against cheap imports from China.

The law, several years in the making, introduces a new method for drawing up anti-dumping duties over imports from third countries that demonstrate significant distortions to the global market.

It also allows authorities to take into account environmental and workplace standards when setting import duties.

This law "will ensure that European industry remains well-equipped to deal with the unfair competition," EU Trade Commissioner Cecilia Malmstrom told MEPs in Strasbourg, France, ahead of the vote.

(AFP)

Largest diamond auctioned for \$34m

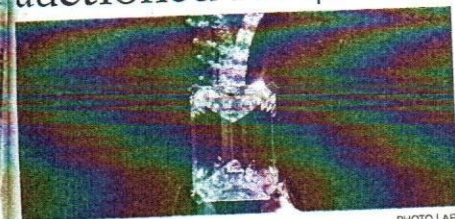


PHOTO | AFP

The diamond was expected to fetch even more.

GENEVA, Wednesday

The largest diamond ever offered at auction went under the hammer in Geneva on Tuesday evening for nearly \$34 million, a world record for a gem of its kind, the Christie's auction house said.

The 163.41-carat flawless D colour diamond, suspended from an emerald and diamond necklace called The Art of Grisogono, sold for 33.5 million Swiss francs (\$33.8 million, 28.7 million euros), after taxes and commissions, at the Christie's autumn jewel auction.

This marks "a new world-record price for a D colour diamond at auction," Rahul

Kadakia, auctioneer and head of Christie's international jewels division, told AFP.

D is the highest colour grade attributed to a diamond, indicating that the stone is completely colourless, and thus extremely rare. With a drawn-out round of rapid-fire bidding starting at 20 million francs, the necklace was finally sold to a telephone bidder, who wished to remain anonymous, for well above the asking price of 25 million.

But some had expected The Art of Grisogono, which Christie's described as a "masterpiece of unparalleled beauty and exquisite workmanship", to fetch even more.

(AFP)

REPUBLIC OF KENYA



TWELFTH PARLIAMENT

THE EAST AFRICAN LEGISLATIVE ASSEMBLY ELECTIONS ACT, 2011

THE EAST AFRICAN LEGISLATIVE ASSEMBLY ELECTIONS (ELECTION OF MEMBERS OF THE ASSEMBLY) RULES, 2017

(L.N. No. 58 of 2017 as amended by L.N. No 171 of 2017)

INVITATION FOR APPLICATIONS FOR NOMINATION AND ELECTION TO THE MEMBERSHIP OF THE EAST AFRICAN LEGISLATIVE ASSEMBLY

IT IS NOTIFIED for the information of the general public that the positions of member of the East African Legislative Assembly fell vacant on 4th June, 2017.

IT IS FURTHER NOTIFIED that Article 50(1) of the Treaty for the Establishment of the East African Community requires the Parliament of each Partner State to the Community to elect, not from among its members, nine members of the Assembly who shall represent in as much as it is feasible, the various political parties represented in the Parliament, shades of opinion, gender and other special interest groups in the Partner State.

PURSUANT to Article 50(2) of the Treaty, a person is qualified to be elected as a member of the East African Legislative Assembly if such person -

- (i) is a citizen of Kenya;
- (ii) is qualified to be elected as a Member of Parliament under the Constitution of Kenya;
- (iii) does not hold office as a Cabinet Secretary;
- (iv) is not an officer in the Service of the East African Community; and
- (v) has proven experience or interest in consolidating and furthering the aims and objectives of the Community.

IT IS THEREFORE NOTIFIED that an election of Members of the East African Legislative Assembly shall be held on a date to be notified by the presiding officers in accordance with Rule 15(1) of the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017.

PURSUANT to Rule 4(a) of the of the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017, applications are hereby invited from qualified persons as follows:-

1. Nomination by political parties

A person seeking to be nominated for election by a political party shall submit his or her application (together with certified copies of certificates and testimonials), indicating the political party whose nomination the applicant seeks, to the presiding officers, who are:-

- (a) the Clerk of the Senate/Secretary, Parliamentary Service Commission, P.O. Box 41842-00100, Nairobi, or hand-delivered to the Office of the Clerk of the Senate, First Floor, Main Parliament Buildings, Nairobi;
- or
- (b) the Clerk of the National Assembly, P.O. Box 41842-00100, Nairobi, or hand-delivered to the Office of the Clerk of the National Assembly, First Floor, Main Parliament Buildings, Nairobi;

or emailed to eala@parliament.go.ke so as to be received on or before **Thursday, 23rd November 2017** for onward transmission to the relevant political party. Applicants are not required to complete the form set out in the First Schedule to the Rules at this point.

The political parties shall thereafter be required to nominate persons for election to the East African Legislative Assembly and submit the names of the nominees to the presiding officers on the nomination day. The names of the nominees shall be presented in the format prescribed in rule 8(1) and the First Schedule to the Rules which shall be signed by the parliamentary party leader being the Leader of the Majority Party or Leader of the Minority Party (as the case may be) of the respective House of Parliament.

2. Election independent of a political party

In accordance with rule 9 of the Rules, a person intending to vie for election independent of a political party shall submit his or her duly filled nomination form in the format prescribed in rule 9 and the Second Schedule to the Rules (together with certified copies of certificates and testimonials) to the presiding officers on the nomination day.

PURSUANT to rule 4 of the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, **Thursday, 30th November, 2017** is hereby appointed as the nomination day. In accordance with rule 10, nomination papers shall be delivered to the presiding officers on the nomination day commencing at 9:00 a.m. and ending at 4:00 p.m. in County Hall, 1st Floor, Mini Chamber, Parliament Buildings, Nairobi.

The East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017, may be accessed from the Parliament Website at <http://www.parliament.go.ke/statutory-documents>.

MR. MICHAEL R. SIALAI, EBS,
CLERK OF THE NATIONAL ASSEMBLY

MR. J. M. NYEGENYE, CBS,
CLERK OF THE SENATE / SECRETARY,
PARLIAMENTARY SERVICE COMMISSION

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HANDICAP INTERNATIONAL

PREQUALIFICATION OF SUPPLIERS AND CONSULTANTS / EXPRESSION OF INTEREST

Handicap International invites interested suppliers / service providers and consultants to bid for the supply and delivery of the following categories of goods, works, consultancy and services as and when required for the financial year 2018

ER CODE	CATEGORY OF SUPPLY OF GOODS
/2017-2018	Supply of General stationery
/2017-2018	Design & supply of promotional stationery e.g. business cards, letter heads
1/2017-2018	Design & supply of promotional materials e.g. printed T-shirts, fliers, banners
1/2017-2018	Supply of laptops, UPS, Camera's, printers & computer consumables
3/2017-2018	Supply of firefighting equipment & protective gears
3/2017-2018	Supply & service of power generators, solar power
7/2017-2018	Supply of tents
8/2017-2018	Supply of fuel & lubricants
9/2017-2018	Supply of office furniture, furnishing & fittings
0/2017-2018	Supply of motor vehicles & cycles, spare parts and replacement
1/2017-2018	Supply of hardware, building materials, water tanks
2/2017-2018	Supply of assistive devices e.g. crutches, wheelchairs, tri-cycles
3/2017-2018	Supply of Medical equipment
4/2017-2018	Supply & repair VHF Radio/ Thuraya
5/2017-2018	Supply of Jewels software and braille machines, hearing aids, white canes
6/2017-2018	Supply of Rehabilitation materials - consumables
17/2017-2018	Supply of Uniform and sports items
18/2017-2018	Supply of local wheelchairs, commodes
19/2017-2018	Supply of Imported wheelchairs
20/2017-2018	Supply of Jewels software
21/2017-2018	Supply of health and safety materials e.g. gumboots, gloves
22/2017-2018	Supply of tubes and tyres
	PROVISION OF SERVICES
23/2017-2018	Provision of car hire & taxi services
24/2017-2018	Provision of courier services, Local & International
25/2017-2018	Provision of bulk transportation services to Kakuma 40R & 20 ft truck
26/2017-2018	Provision of disability accessible hotel accommodation & conference facilities
27/2017-2018	Provision of repairs & maintenance of motor vehicle services
7/28/2017-2018	Provision of therapy materials and toys
19/2017-2018	Provision of Non food items (NFI)
20/2017-2018	Provision of travel agency services
3/31/2017-2018	Provision of Internet services
32/2017-2018	Disability & child friendly accommodation & conference facilities
33/2017-2018	Provision of cleaning & forwarding services
34/2017-2018	Provision of building maintenance & renovations
35/2017-2018	Provision of general office repairs, electrical & plumbing
36/2017-2018	Contractors for construction works
37/2017-2018	Provision of transportation services to Dadaab 40 feet & 20ft truck
38/2017-2018	Provision of Orthopedic surgery
39/2017-2018	Insurance brokerage services for vehicles
40/2017-2018	Insurance brokerage services for equipment
41/2017-2018	Insurance brokerage services for Staff medical insurance
42/2017-2018	Insurance brokerage services for Staff WIBA Plus and Employers liability
43/2017-2018	Provision of sign language interpretation services
	PROVISION OF CONSULTANCY SERVICES
44/2017-2018	Employee wellness programmes for staff including psychosocial support services
45/2017-2018	Disability Inclusion
46/2017-2018	Disability Rehabilitation
47/2017-2018	Child Protection
48/2017-2018	Public Health
49/2017-2018	Inclusive Education
50/2017-2018	Conflict and peace building
51/2017-2018	Livelihoods and Durable Solutions for Displaced/Vulnerable Populations
52/2017-2018	Inclusion and Advocacy
53/2017-2018	Data specialist
54/2017-2018	Policy and law
55/2017-2018	Proposal development
56/2017-2018	Emergency and Post-Crisis
57/2017-2018	Refugee and Displaced populations
58/2017-2018	Sign language training
59/2017-2018	Baseline and end of project survey

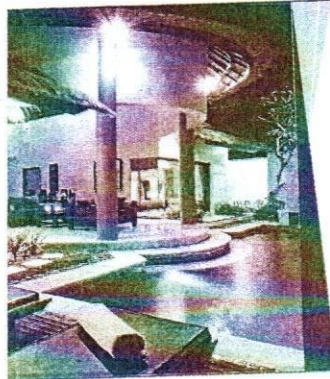
Requirements

- Tax compliance and KRA (TAX PIN) certificates
- Audited financial statements for the last 1 year where applicable.
- Proof of registration with relevant government authorities
- Proof of legal existence in Kenya as per the laid down Kenyan laws.
- Proof of having undertaken similar works for international NGOs or similar organizations.

APPLICATION PROCESS

The documents are to be deposited in the tender box situated at our office at Africa Re Centre, 3rd Floor, Hospital Road, Upper Hill so as to reach on or before 24th November, 2017 at 5 pm.

Handicap International reserves the right to accept or reject any bid in whole or in part and does not bind itself to accept any bid or give reasons for its decisions.



Home & Away
The Real Deal in Real Estate

Every Thursday...

ONLY
IN THE
Standard

REPUBLIC OF KENYA



TWELFTH PARLIAMENT

THE EAST AFRICAN LEGISLATIVE ASSEMBLY ELECTIONS ACT, 2011

THE EAST AFRICAN LEGISLATIVE ASSEMBLY ELECTIONS (ELECTION OF MEMBERS OF THE ASSEMBLY) RULES, 2017

(L.N. No. 58 of 2017 as amended by L.N. No 171 of 2017)

INVITATION FOR APPLICATIONS FOR NOMINATION AND ELECTION TO THE MEMBERSHIP OF THE EAST AFRICAN LEGISLATIVE ASSEMBLY

IT IS NOTIFIED for the information of the general public that the positions of member of the East African Legislative Assembly fell vacant on 4th June, 2017.

IT IS FURTHER NOTIFIED that Article 50(1) of the Treaty for the Establishment of the East African Community requires the Parliament of each Partner State to the Community to elect, not from among its members, nine members of the Assembly who shall represent in as much as it is feasible, the various political parties represented in the Parliament, shades of opinion, gender and other special interest groups in the Partner State.

PURSUANT to Article 50(2) of the Treaty, a person is qualified to be elected as a member of the East African Legislative Assembly if such person -

- is a citizen of Kenya;
- is qualified to be elected as a Member of Parliament under the Constitution of Kenya;
- does not hold office as a Cabinet Secretary;
- is not an officer in the Service of the East African Community; and
- has proven experience or interest in consolidating and furthering the aims and objectives of the Community.

IT IS THEREFORE NOTIFIED that an election of Members of the East African Legislative Assembly shall be held on a date to be notified by the presiding officers in accordance with Rule 15(1) of the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017.

PURSUANT to Rule 4(a) of the of the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017, applications are hereby invited from qualified persons as follows:-

1. Nomination by political parties

A person seeking to be nominated for election by a political party shall submit his or her application (together with certified copies of certificates and testimonials), indicating the political party whose nomination the applicant seeks, to the presiding officers, who are:-

- the Clerk of the Senate/Secretary, Parliamentary Service Commission, P.O. Box 41842-00100, Nairobi, or hand-delivered to the Office of the Clerk of the Senate, First Floor, Main Parliament Buildings, Nairobi;
- or
- the Clerk of the National Assembly, P.O. Box 41842-00100, Nairobi, or hand-delivered to the Office of the Clerk of the National Assembly, First Floor, Main Parliament Buildings, Nairobi,

or emailed to eala@parliament.go.ke so as to be received on or before **Thursday, 23rd November 2017** for onward transmission to the relevant political party. Applicants are not required to complete the form set out in the First Schedule to the Rules at this point.

The political parties shall thereafter be required to nominate persons for election to the East African Legislative Assembly and submit the names of the nominees to the presiding officers on the nomination day. The names of the nominees shall be presented in the format prescribed in rule 8(1) and the First Schedule to the Rules which shall be signed by the parliamentary party leader being the Leader of the Majority Party or Leader of the Minority Party (as the case may be) of the respective House of Parliament.

2. Election independent of a political party

In accordance with rule 9 of the Rules, a person intending to vie for election independent of a political party shall submit his or her duly filled nomination form in the format prescribed in rule 9 and the Second Schedule to the Rules (together with certified copies of certificates and testimonials) to the presiding officers on the nomination day.

PURSUANT to rule 4 of the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, **Thursday, 30th November, 2017** is hereby appointed as the nomination day. In accordance with rule 10, nomination papers shall be delivered to the presiding officers on the nomination day commencing at 9:00 a.m. and ending at 4:00 p.m. in County Hall, 1st Floor, Mini Chamber, Parliament Buildings, Nairobi.

The East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017, may be accessed from the Parliament Website at <http://www.parliament.go.ke/statutory-documents>.

MR. MICHAEL R. SIALAI, EBS,
CLERK OF THE NATIONAL ASSEMBLY

MR. J. M. NYEGENYE, CBS,
CLERK OF THE SENATE / SECRETARY,
PARLIAMENTARY SERVICE COMMISSION

SPECIAL ISSUE



THE KENYA GAZETTE

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NAIROBI, 15th November, 2017

Price Sh. 60

GAZETTE NOTICE No. 11292

THE EAST AFRICAN LEGISLATIVE ASSEMBLY ELECTIONS
ACT, 2011

THE EAST AFRICAN LEGISLATIVE ASSEMBLY ELECTIONS
(ELECTION OF MEMBERS OF THE ASSEMBLY) RULES, 2017

(L.N. No. 58 of 2017 as amended by L.N. 171 of 2017)

INVITATION FOR APPLICATIONS FOR NOMINATION AND ELECTION TO
THE MEMBERSHIP OF THE EAST AFRICAN LEGISLATIVE ASSEMBLY

IT IS notified for the information of the general public that the positions of members of the East African Legislative Assembly fell vacant on 4th June, 2017.

IT IS further notified that Article 50 (1) of the Treaty for the Establishment of the East African Community requires the Parliament of each Partner State to the Community to elect, not from among its members, nine members of the Assembly who shall represent in as much as it is feasible, the various political parties represented in the Parliament, shades of opinion, gender and other special interest groups in the Partner State.

Pursuant to Article 50 (2) of the Treaty, a person is qualified to be elected as a member of the East African Legislative Assembly if such person—

- (i) is a citizen of Kenya;
- (ii) is qualified to be elected as a Member of Parliament under the Constitution of Kenya;
- (iii) does not hold office as a Cabinet Secretary;
- (iv) is not an officer in the Service of the East African Community; and
- (v) has proved experience or interest in consolidating and furthering the aims and objectives of the Community.

It is therefore notified that an election of Members of the East African Legislative Assembly shall be held on a date to be notified by the presiding officers in accordance with Rule 15 (1) of the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017.

Pursuant to Rule 4(a) of the of the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017, applications are hereby invited from qualified persons as follows—

1. Nomination by political parties

A person seeking to be nominated for election by a political party shall submit his or her application (together with certified copies of certificates and testimonials), indicating the political party whose nomination the applicant seeks, to the presiding officers, who are—

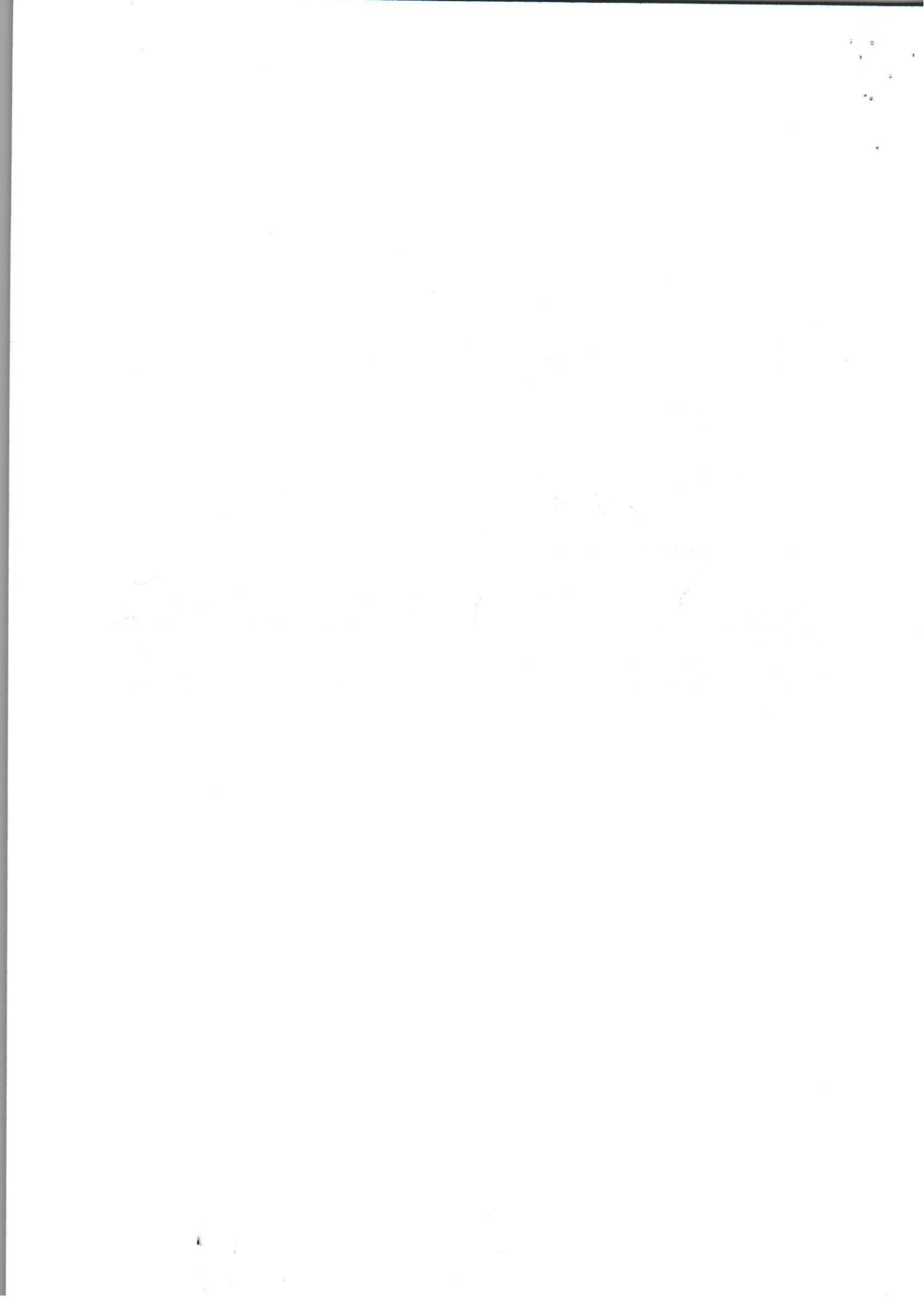
- (a) the Clerk of the Senate/Secretary, Parliamentary Service Commission, P.O. Box 41842-00100, Nairobi, or hand-delivered to the Office of the Clerk of the Senate, First Floor, Main Parliament Buildings, Nairobi; or
- (b) the Clerk of the National Assembly, P.O. Box 41842-00100, Nairobi, or hand-delivered to the Office of the Clerk of the National Assembly, First Floor, Main Parliament Buildings, Nairobi, or emailed to naa@parliament.go.ke so as to be received on or before Thursday, 23rd November, 2017, for onward transmission to the relevant political party. Applicants are not required to complete the forms set out in the First Schedule to the Rules at this point.

The political parties shall thereafter be required to nominate persons for election to the East African Legislative Assembly and submit the names of the nominees to the presiding officers on the nomination day. The names of the nominees shall be presented in the format prescribed in rule 8 (1) and the First Schedule to the Rules which shall be signed by the parliamentary party leader being the Leader of the Majority Party or Leader of the Minority Party (as the case may be) of the respective House of Parliament.

2. Election independent of a political party

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Pursuant to rule 4 of the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017, is hereby appointed as the nomination day. In accordance with rule 10, nomination papers shall be delivered to the presiding officers on the nomination day commencing at 9:00 a.m. and ending at 4:00 p.m. in County Hall, 1st Floor, Main Chamber, Parliament Buildings, Nairobi.



The East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017, may be accessed from the Parliament Website at <http://www.parliament.go.ke/statutory-documents>.

MICHAEL R. SIALAI,
Clerk of the National Assembly.

M. A. MOHAMED
for Clerk of the Senate/Secretary Parliamentary Service Commission.

GAZETTE NOTICE NO. 11293

THE CONSTITUTION OF KENYA
THE COUNTY GOVERNMENTS ACT
(No. 17 of 2012)

THE COUNTY ASSEMBLY SERVICES ACT, 2017
THE MERU COUNTY ASSEMBLY SERVICE ACT, 2016
APPOINTMENT

IT IS notified for the information of the general public that pursuant to Article 176 of the Constitution of Kenya, 2010 that

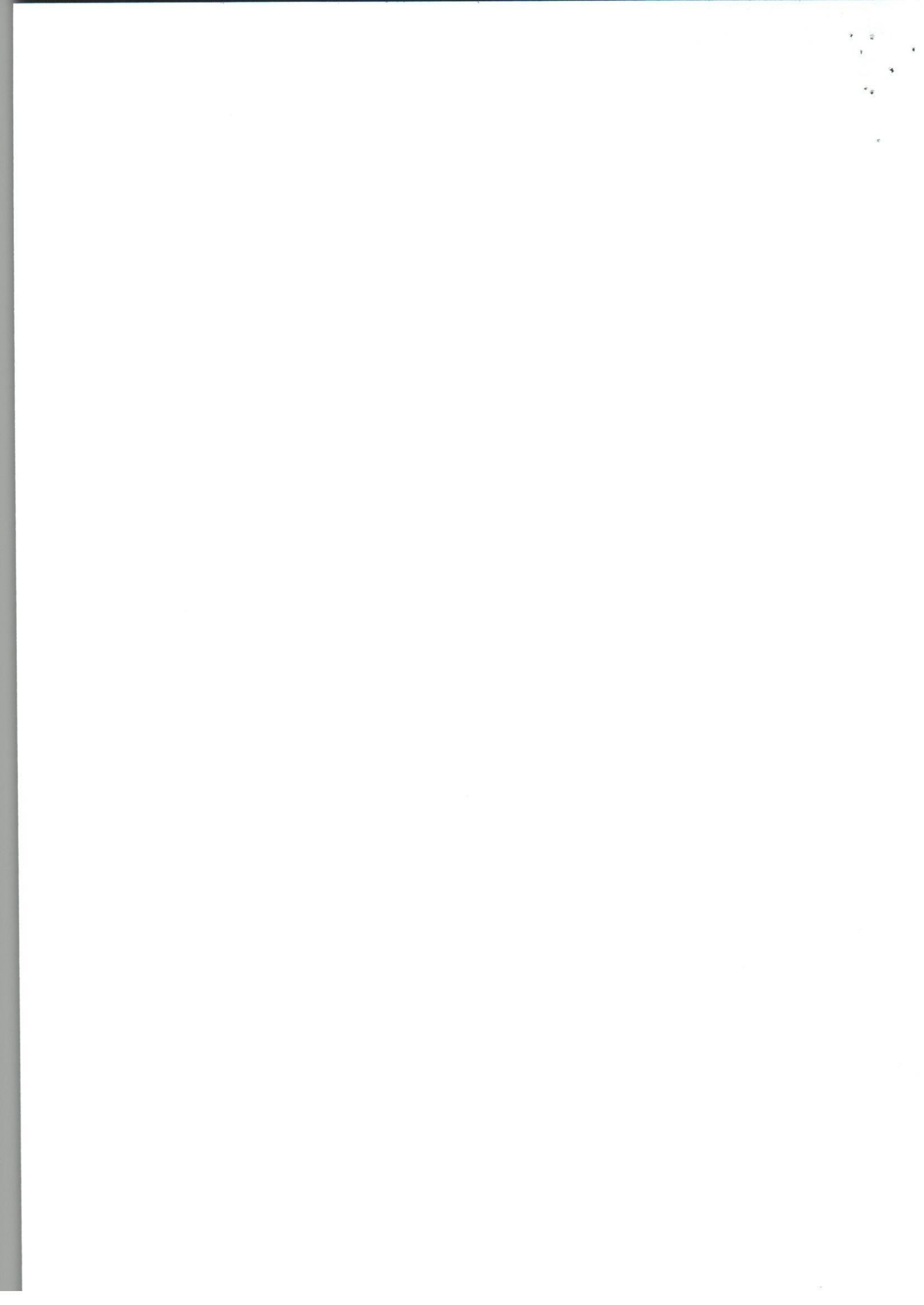
establishes a County Assembly for each County Government in the Republic of Kenya as read together with section 12 (3) (d) of the County Governments Act, 2012, sections 8 and 9 of the Meru County Assembly Service Act, 2016 and paragraph 5 of the First Schedule to the County Assembly Services Act, the County Assembly of Meru has resolved to appoint the following two (2) persons to be members of the Meru County Assembly Service Board, with effect from the 11th November, 2017.

Andrew Kobia M'Eringo
Norah N. Mutai

Dated the 11th November, 2017.

J. K. ARITHI,
Clerk, County Assembly of Meru.

ANNEX 4: LETTERS AND SCHEDULES TO PARTY LEADERS



REPUBLIC OF KENYA

Telegraphic Address
'Bunge', Nairobi
Telephone 2848000
Fax: 2243694



Clerks Chambers
Parliament Buildings
P.O. BOX 41842-00100
Nairobi, Kenya

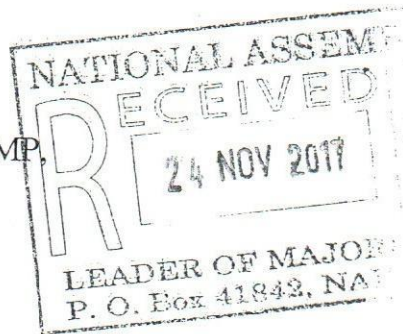
TWELFTH PARLIAMENT

EALA/GEN-CORR./2017/001

24th November, 2017

✓ The Hon. Aden Duale, EGH, MP,
Leader of the Majority Party,
National Assembly,
Main Parliament Buildings,
NAIROBI.

The Hon. Sen. Kipchumba Murkomen, CBS, MP,
Senate Majority Leader,
Senate,
Main Parliament Buildings,
NAIROBI.



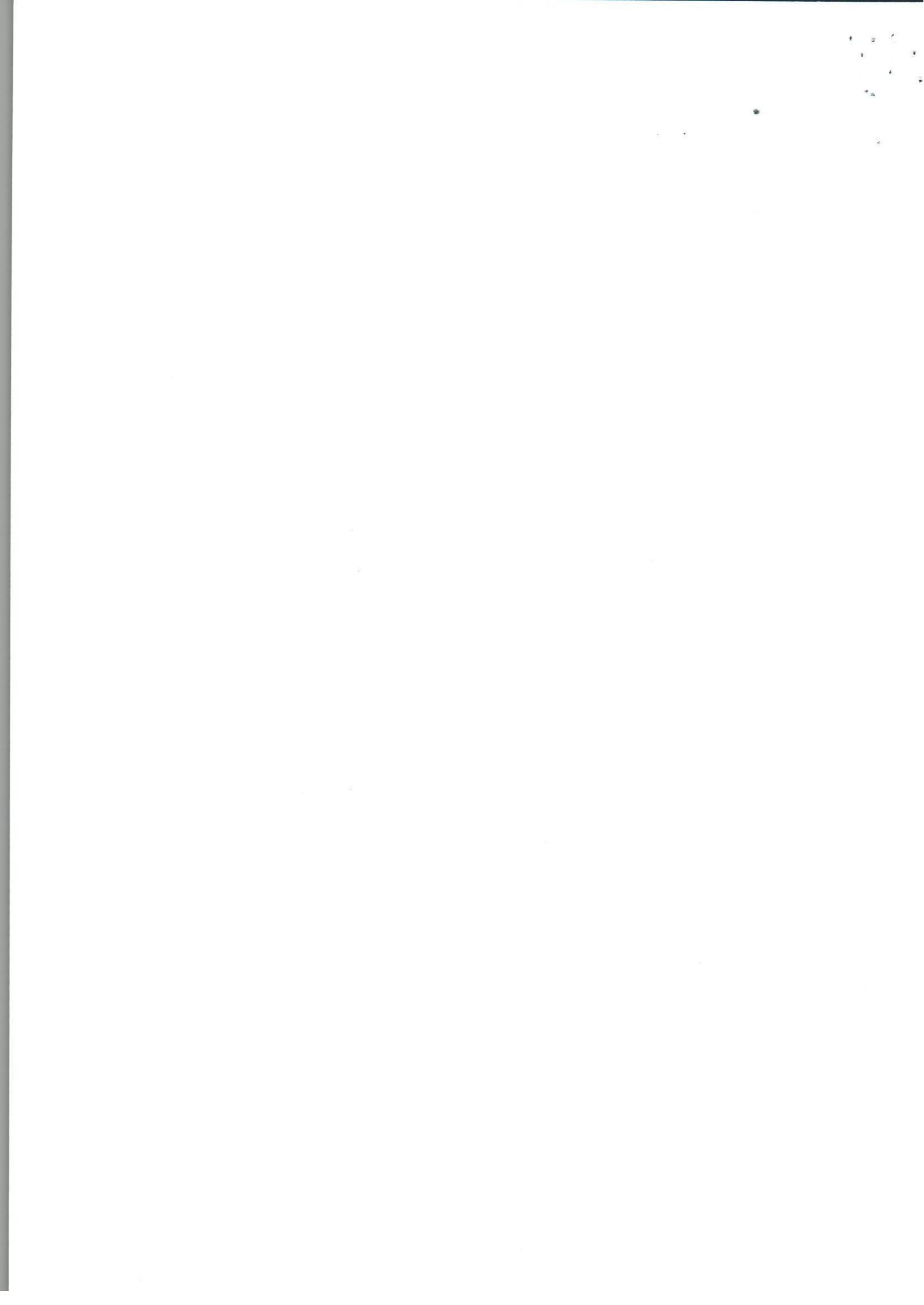
Dear *Hon,*

RE: ELECTION OF MEMBERS OF THE EAST AFRICAN LEGISLATIVE ASSEMBLY

The above referenced subject matter refers.

The East African Legislative Assembly is established under Article 9 of the Treaty for the Establishment of the East African Community (EAC) as one of the key organs and institutions of the Community. The Assembly has a term of five (5) years and each Member State is required to nominate nine (9) members after every five-year term of the Assembly. The 3rd Assembly was elected in 2012 and the term of the members came to an end on 4th June, 2017.

Section 4 of the East African Legislative Assembly Elections Act, 2011 requires the election of Members to the Assembly to be conducted within **ninety** days before the expiry of the term of the sitting members. The election of members to the Assembly is to be conducted in accordance with procedures set out by each Partner State.



election as Members of the EALA shall submit **three times their entitlement**. In this regard, the Jubilee Party shall be required to submit the names of fifteen (15) candidates while the NASA Coalition shall submit the names of twelve (12) candidates to the Presiding Officers on the nomination day.

At the conclusion of the nomination exercise, the Presiding Officers shall, pursuant to Rule 13 of the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017, submit the names of duly nominated candidates to the Joint Committee on Election of Members of the East Africa Legislative Assembly for consideration. The Joint Committee is expected to consider the nomination papers of the candidates and table its Report on the nominees in both Houses.

The purpose of this letter is to forward to you the names and documents of the applicants who applied for nomination by the Jubilee Party, for consideration. We have also attached a separate list and documents of applicants from other parties, who state that they have a working relationship with the Jubilee Party. Please note that, the Joint Committee confirmed with the Registrar of Political Parties that the Jubilee Party had not deposited a pre-election or post-election agreement between it and any other political party.

A copy of the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017 and an extract of key timelines required under the published Rules are also attached for your information.

Yours 



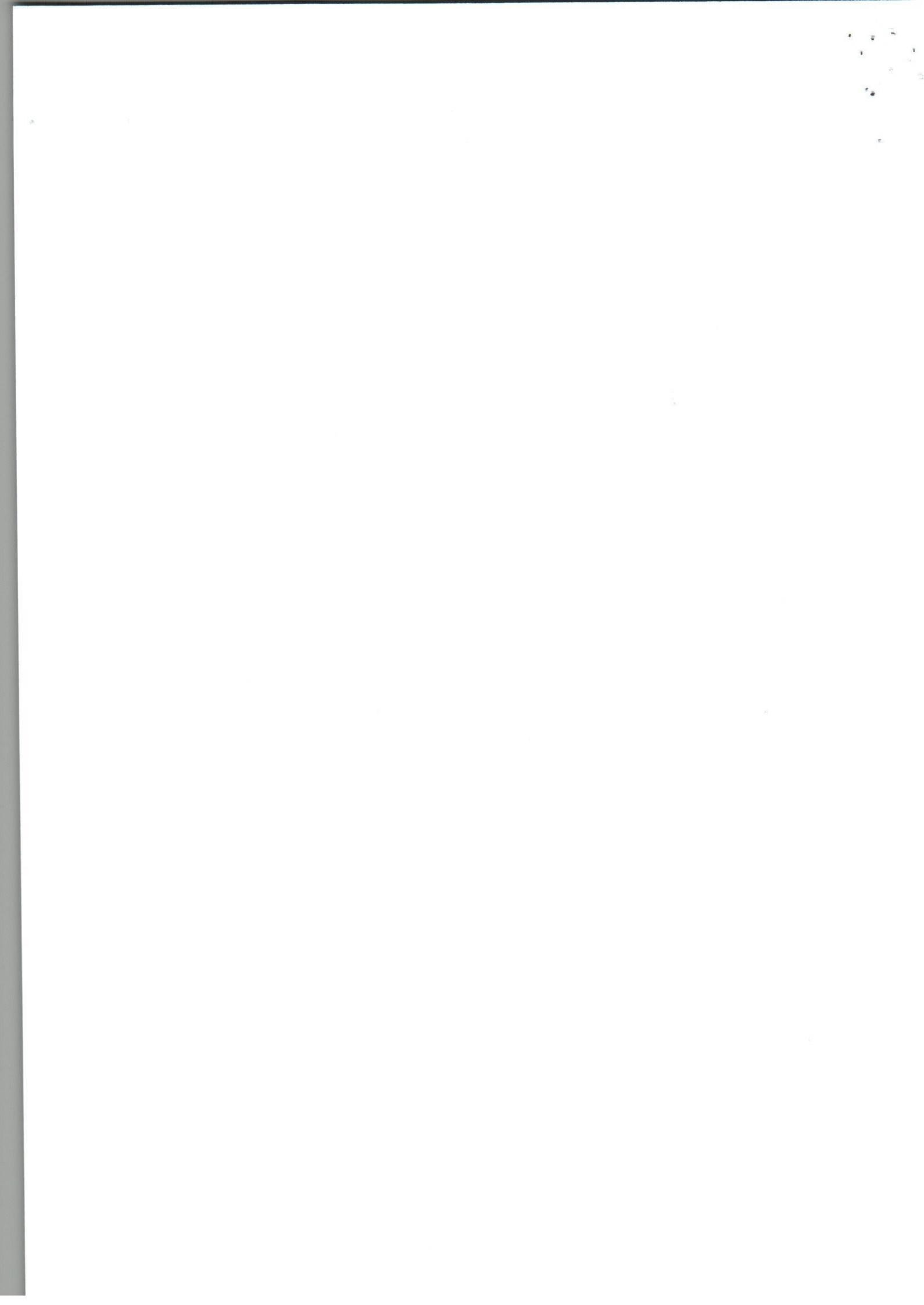
**MICHAEL SIALAI, EBS,
CLERK OF THE NATIONAL ASSEMBLY.**



**EUNICE GICHANGI,
SENIOR DEPUTY CLERK,
FOR: CLERK OF THE SENATE.**

Copy to: The Hon. Justin Muturi, EGH, MP
Speaker of the National Assembly,
Parliament Buildings,
NAIROBI.

The Hon. Sen. Kenneth Lusaka, CBS, MP
Speaker of the Senate,
Parliament Buildings,
NAIROBI.



REPUBLIC OF KENYA

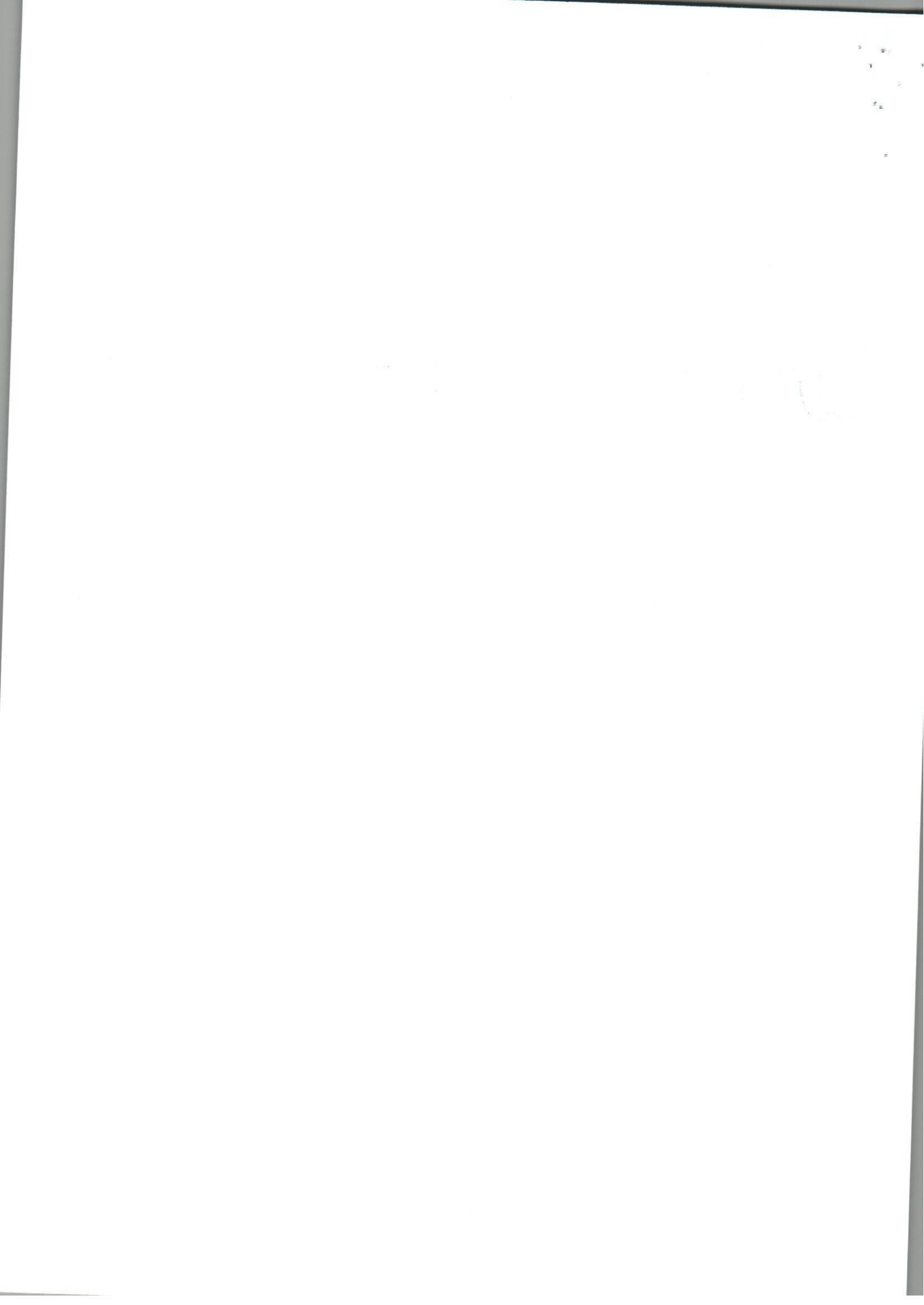


12TH PARLIAMENT

LIST OF APPLICANTS FOR ELECTION AS MEMBERS OF THE EAST
AFRICAN LEGISLATIVE ASSEMBLY

APPLICATIONS THROUGH THE JUBILEE PARTY

S/ No.	Name of Applicant	Party	Year of Birth	Gender	County	Any Special Interest
1.	Agnes Mantane Pareyio	Jubilee	1956	Female	Narok	
2.	Andrew Cherogony Yatich	Jubilee	1966	Male	Baringo	
3.	Ben Solomon Smith Chekwanda	Jubilee	1975	Male	Bungoma	
4.	Benard Koros	Jubilee	1977	Male	Bomet	
5.	Benson Waweru Wanjiru	Jubilee	1987	Male	Nakuru	
6.	Bob Ndubi	Jubilee	1973	Male	Kisii	PWD
7.	Carolyn Kamende	Jubilee	1979	Female	Kiambu	
8.	Charles Ayako Nyachae	Jubilee	1958	Male	Kisii	
9.	Charles Mbui	Jubilee	1976	Male	Nakuru	
10.	Charles Mongare Ongoto	Jubilee	1970	Male	Nyamira	
11.	Charles Mwangi Waithaka	Jubilee	1976	Male	Kiambu	
12.	Chepkemoi Saida Stacey	Jubilee	1993	Female	Bomet	
13.	Cheruiyot Nelson Kendagor	Jubilee	1990	Male	Kericho	
14.	Daniel Koilel Ole Tinaayai	Jubilee	1967	Male	Kajiado	
15.	Dorice Donya Aburi	Jubilee	1982	Female	Kisii	



REPUBLIC OF KENYA



12TH PARLIAMENT

LIST OF APPLICANTS FOR ELECTION AS MEMBERS OF THE EAST AFRICAN LEGISLATIVE ASSEMBLY

APPLICATIONS THROUGH THE JUBILEE PARTY

S/ No.	Name of Applicant	Party	Year of Birth	Gender	County	Any Special Interest
16.	Dr. Adan Wachu	Jubilee	1959	Male	Marsabit	
17.	Dr. Joe Muriithi Muriuki	Jubilee	1959	Male	Nyeri	
18.	Dr. Juma E. Mukwana	Jubilee	1965	Male	Bungoma	
19.	Dr. Kipngetich Lang'at Nukuon	Jubilee	1975	Male	Kericho	
20.	Dr. Mohamed Abdullahi Abdi	Jubilee	1977	Male	Nairobi	
21.	Dr. Naomi Kipuri	Jubilee	1952	Female	Kajiado	
22.	Dr. Nathan Kitio Psiwa	Jubilee	1966	Male	Trans Nzoia	
23.	Dr. Shadrack Mwiti	Jubilee	1955	Male	Meru	
24.	Dr. Wilson Kiptanui Soy	Jubilee	1956	Male	Kericho	
25.	Duncan Ndegwa Masai	Jubilee	1974	Male	Kilifi	
26.	Edwin Kibet Sitienei	Jubilee	1968	Male	Bomet	
27.	Elema Barako	Jubilee	1988	Male	Marsabit	
28.	Elijah Mutea Iringo	Jubilee	1961	Male	Meru	
29.	Elizabeth Wangui Njeeh	Jubilee	1987	Female	Nyeri	PWD
30.	Eric Nyakondo Ongwae	Jubilee	1988	Male	Nyamira	
31.	Eunice Wanjiru Karanja	Jubilee	1972	Female	Trans Nzoia	

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REPUBLIC OF KENYA



12TH PARLIAMENT

LIST OF APPLICANTS FOR ELECTION AS MEMBERS OF THE EAST
AFRICAN LEGISLATIVE ASSEMBLY

APPLICATIONS THROUGH THE JUBILEE PARTY

S/ No.	Name of Applicant	Party	Year of Birth	Gender	County	Any Special Interest
32.	Evans Kairu	Jubilee	1982	Male	Nakuru	
33.	Evans Ombongi	Jubilee	1973	Male	Kisii	
34.	Florence Chemtai Tirop	Jubilee	1983	Female	Uasin Gishu	
35.	Florentius Cheruiyot	Jubilee	1999	Male	Kericho	
36.	Flowrence Jematiah Sergon	Jubilee	1980	Female	Baringo	
37.	Francis Tole Mwakidedi	Jubilee	1955	Male	Taita Taveta	
38.	George Munji	Jubilee	1961	Male	Kakamega	
39.	Getrude Chemutai Kurgat	Jubilee	1991	Female	Uasin Gishu	
40.	Hillary Chongwony Moywo	Jubilee	1968	Male	Bungoma	
41.	Hillary Kipkoech Korir	Jubilee	1981	Male	Nakuru	
42.	Hon. (Amb.) Abubakar Ogle	Jubilee	1959	Male	Wajir	
43.	Hon. (Amb.) Mohamed Omar Said Soba	Jubilee	1944	Male	Tana River	
44.	Hon. (Prof.) Hellen Jepkemboi Sambili	Jubilee	1959	Female	Baringo	
45.	Hon. Abdinoor Mohammed Ali	Jubilee	1982	Male	Garissa	
46.	Hon. Abdulaziz Ali Farah	Jubilee	1969	Male	Mandera	

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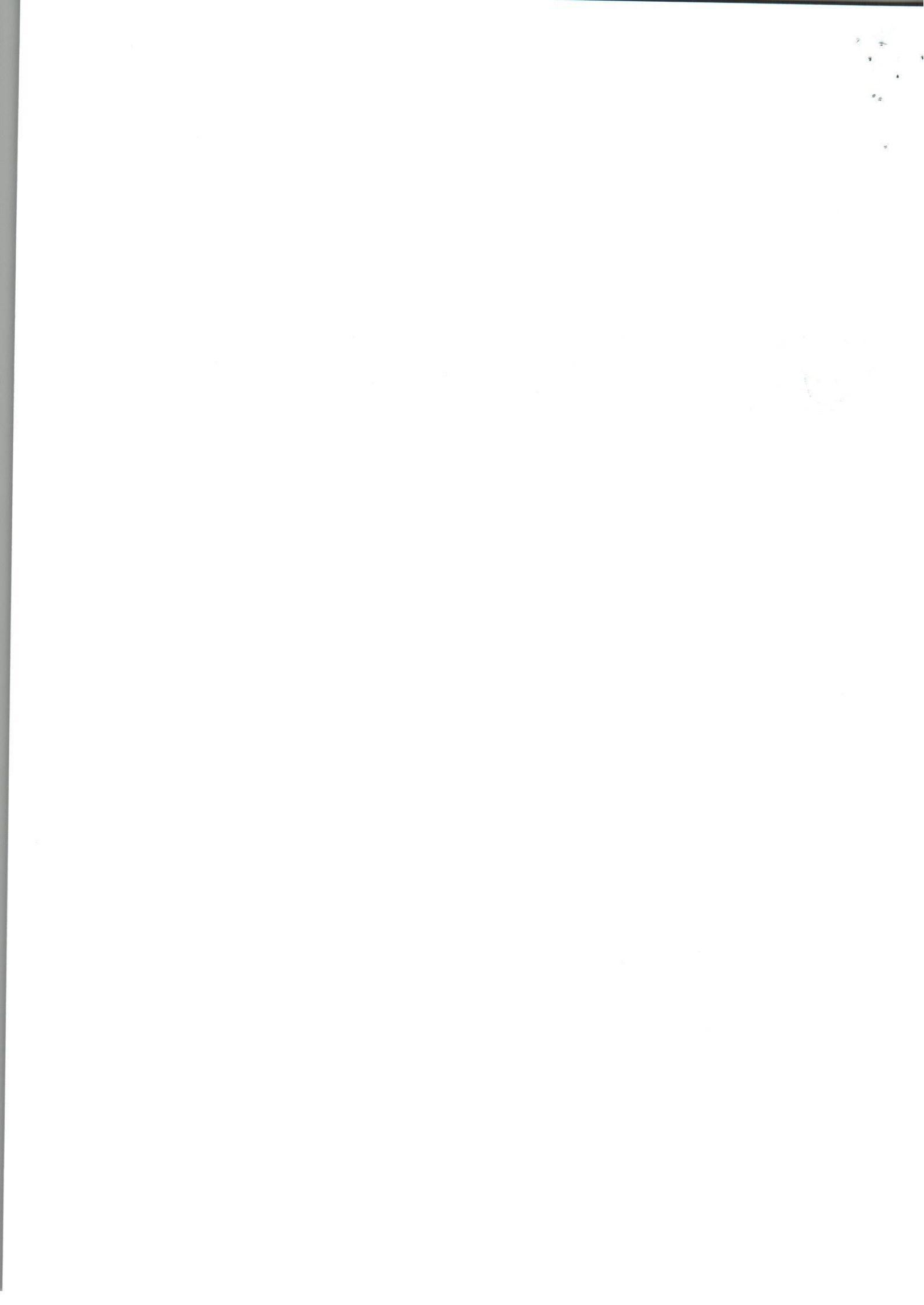
REPUBLIC OF KENYA



12TH PARLIAMENT

LIST OF APPLICANTS FOR ELECTION AS MEMBERS OF THE EAST
AFRICAN LEGISLATIVE ASSEMBLY

APPLICATIONS THROUGH THE JUBILEE PARTY						
S/ No.	Name of Applicant	Party	Year of Birth	Gender	County	Any Special Interest
47.	Hon. Adan Mohamed Nooru	Jubilee	1958	Male	Mandera	
48.	Hon. Danson Mungatana	Jubilee	1970	Male	Tana River	
49.	Hon. Dukicha Hassan Abdi	Jubilee	1971	Male	Tana River	
50.	Hon. Huka Mohamed Adan	Jubilee	1969	Male	Isiolo	
51.	Hon. Mahamud M. Sirat	Jubilee	1971	Male	Wajir	
52.	Hon. Mohamed M. Shidiye	Jubilee	1974	Male	Garissa	PWD
53.	Hon. Mohammed Sheikh Aden	Jubilee	1944	Male	Mandera	
54.	Hon. Moses Ole Sakuda	Jubilee	1968	Male	Kajiado	
55.	Hon. Mpuru Aburi	Jubilee	1962	Male	Meru	
56.	Hon. Nelson Ributhi Gaichuhie	Jubilee	1965	Male	Nakuru	
57.	Hon. Saoli Ole Nkanae	Jubilee	1953	Male	Narok	
58.	Hon. Simon Nganga Mbugua	Jubilee	1974	Male	Nairobi	
59.	Hon. Wanjiku Muhia	Jubilee	1975	Female	Nyandarua	
60.	Hon. Winnie Karimi Njuguna	Jubilee	1956	Female	Kirinyaga	
61.	Hon. Zipporah Kering	Jubilee	1966	Female	Nandi	
62.	Hussein Tene Dabaso	Jubilee	1969	Male	Isiolo	



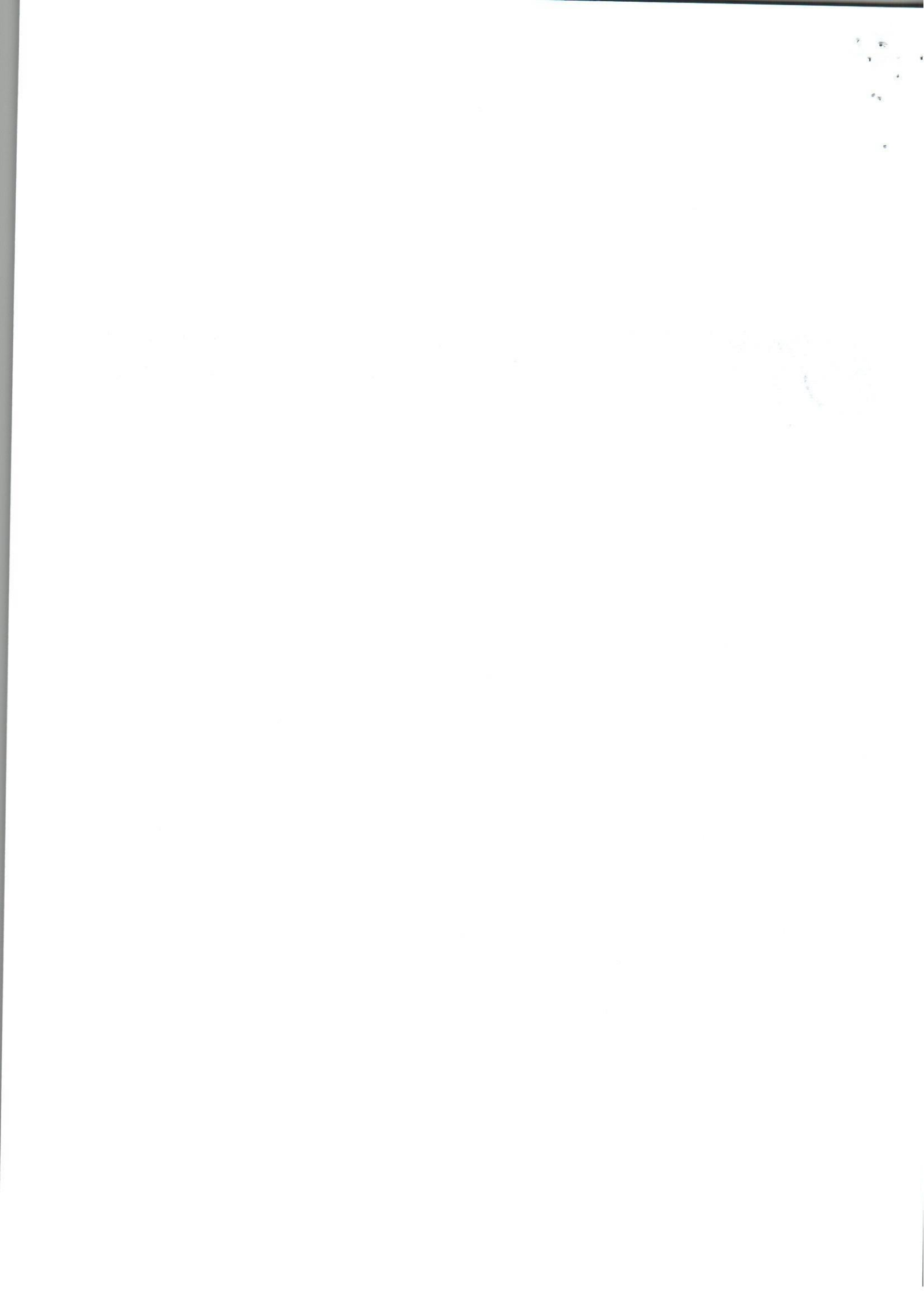
REPUBLIC OF KENYA



12TH PARLIAMENT

LIST OF APPLICANTS FOR ELECTION AS MEMBERS OF THE EAST
AFRICAN LEGISLATIVE ASSEMBLY

APPLICATIONS THROUGH THE JUBILEE PARTY						
S/ No.	Name of Applicant	Party	Year of Birth	Gender	County	Any Special Interest
63.	Ibrahim Abdi Saney	Jubilee	1975	Male	Wajir	
64.	Irene Cherop Masit	Jubilee	1967	Female	Elgeyo Marakwet	
65.	Irene S. Leshore	Jubilee	1974	Female	Samburu	
66.	Isaac Terer Kipkemei	Jubilee	1974	Male	Uasin Gishu	
67.	Jackson Kipkemoi Kosgei	Jubilee	1956	Male	Baringo	
68.	James Maganda Gitangwa	Jubilee	1972	Male	Nyamira	
69.	James Omingo Magara	Jubilee	1961	Male	Kisii	
70.	Joseph Gitile Naituli	Jubilee	1961	Male	Meru	
71.	Joseph K. Too	Jubilee	1965	Male	Kericho	
72.	Joseph Kiangoi Ombasa	Jubilee	1950	Male	Kisii	
73.	Josephine Kerubo Nyarera	Jubilee	1962	Female	Kisii	
74.	Julie Njeri Waweru	Jubilee	1981	Female	Nyandarua	
75.	Justin Nthiiri Bundi	Jubilee	1957	Male	Tharaka Nithi	
76.	Justus Kariuki Mate	Jubilee	1975	Male	Embu	
77.	Kevin Kimwatu Kibuka	Jubilee	1988	Male	Nyeri	



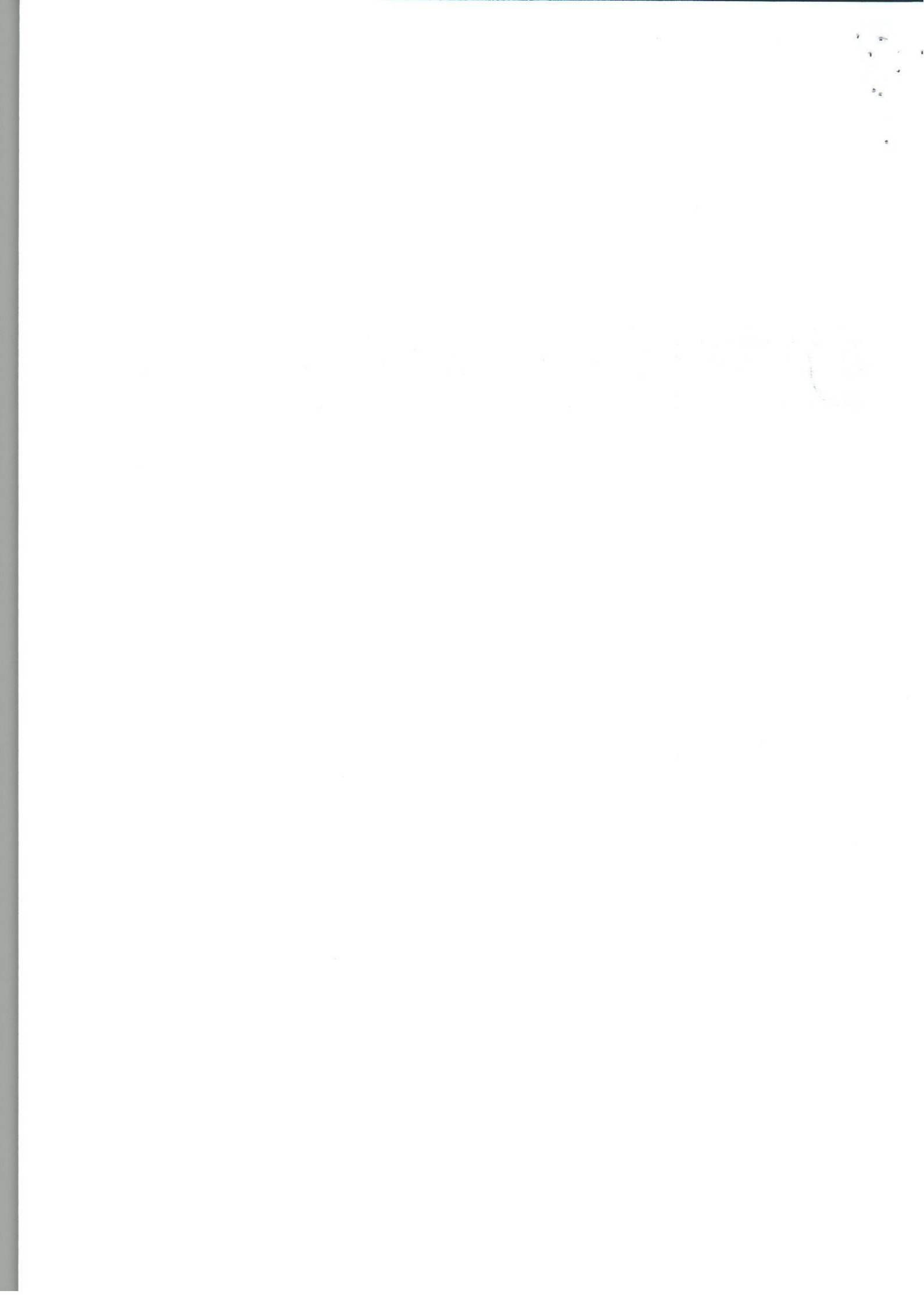
REPUBLIC OF KENYA



12TH PARLIAMENT

LIST OF APPLICANTS FOR ELECTION AS MEMBERS OF THE EAST
AFRICAN LEGISLATIVE ASSEMBLY

APPLICATIONS THROUGH THE JUBILEE PARTY						
S/ No.	Name of Applicant	Party	Year of Birth	Gender	County	Any Special Interest
78.	Koisikir Meibuko Christopher	Jubilee	1976	Male	Kajiado	
79.	Linnet Mirehane	Jubilee	1966	Female	Kakamega	
80.	Mary Karimi Muhari	Jubilee	1966	Female	Embu	
81.	Marykaren Kigen - Sorobit	Jubilee	1969	Female	Uasin Gishu	
82.	Michael Bowen	Jubilee	1976	Male	Narok	
83.	Michael Gathii Irungu	Jubilee	1967	Male	Nakuru	
84.	Mochama Onsongo Charles	Jubilee	1966	Male	Nyamira	
85.	Mohamed Abdi Abdirahman	Jubilee	1987	Male	Nairobi	
86.	Mshenga Vuyaa Ruga	Jubilee	1970	Male	Kwale	
87.	Munir Sheikh Ahmed	Jubilee	1965	Male	Mandera	
88.	Murithi J. Chomba Munyi	Jubilee	1952	Male	Embu	PWD (Visual)
89.	Mutuku M. Munyalo	Jubilee	1963	Male	Kitui	
90.	Mwita Thomas Nyangi	Jubilee	1964	Male	Migori	
91.	Nelson Dzuya	Jubilee	1977	Male	Kilifi	
92.	Ntembe Mwanasaid Makoti	Jubilee	1955	Female	Kwale	



REPUBLIC OF KENYA

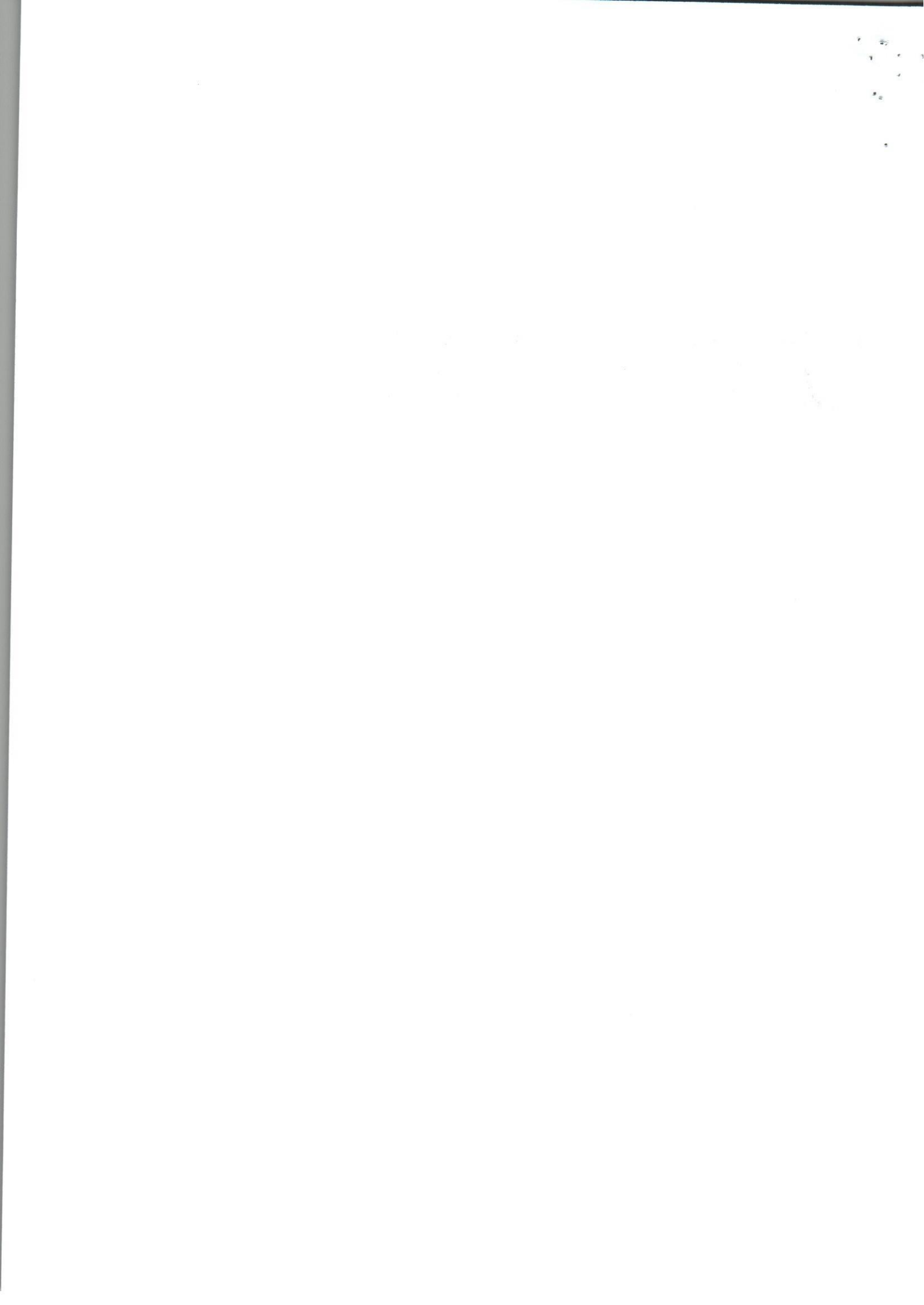


12TH PARLIAMENT

LIST OF APPLICANTS FOR ELECTION AS MEMBERS OF THE EAST
AFRICAN LEGISLATIVE ASSEMBLY

APPLICATIONS THROUGH THE JUBILEE PARTY

S/ No.	Name of Applicant	Party	Year of Birth	Gender	County	Any Special Interest
93.	Nuh Mohamed Ibrahim	Jubilee	1979	Male	Isiolo	
94.	Patrick Koinary Ole Tutui	Jubilee	1961	Male	Kajiado	
95.	Paul Gichuke Ribathi	Jubilee	1963	Male	Nyandarua	
96.	Peris Gathoni Muchuki	Jubilee	1981	Female	Nairobi	
97.	Peter Kiplagat Cheruiyot	Jubilee	1979	Male	Nakuru	
98.	Peter Molu Ibrae	Jubilee	1972	Male	Marsabit	
99.	Philemon Chepkwony Lotudo	Jubilee	1980	Male	West Pokot	
100.	Pius Atok Ewoton	Jubilee	1969	Male	Turkana	
101.	Rev. Canon David K. Sawe	Jubilee	1955	Male	Elgeyo Marakwet	
102.	Rev. Thomas Maritim	Jubilee	1973	Male	Nandi	
103.	Richard Kalembe Ndile	Jubilee	1964	Male	Makueni	
104.	Rumana Abdiwahid Abey	Jubilee	-	Female	Mandera	
105.	Said M. Hashi	Jubilee	1993	Male	Wajir	
106.	Simeon Pkiyach Pkatei	Jubilee	1964	Male	West Pokot	
107.	Simon Ekai Owoi	Jubilee	1984	Male	Turkana	



REPUBLIC OF KENYA



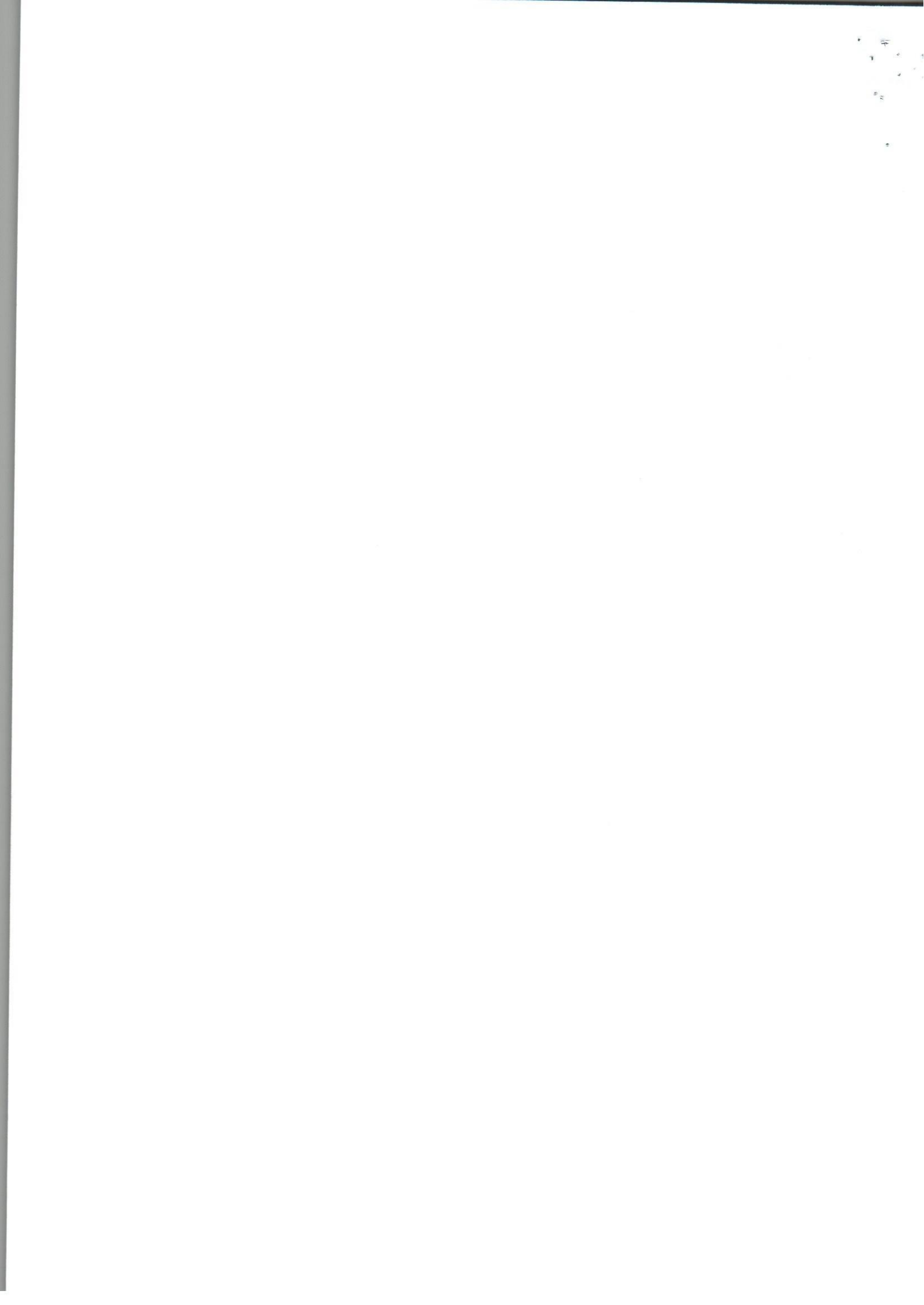
12TH PARLIAMENT

LIST OF APPLICANTS FOR ELECTION AS MEMBERS OF THE EAST
AFRICAN LEGISLATIVE ASSEMBLY

APPLICATIONS THROUGH THE JUBILEE PARTY

S/ No.	Name of Applicant	Party	Year of Birth	Gender	County	Any Special Interest
108.	Ubah Abdi	Jubilee	1974	Female	Mandera	
109.	William Kipng'eno Arap Sulecha	Jubilee	1965	Male	Baringo	
110.	Godfrey Jelah	Jubilee	1985	Male	Nairobi	
111.	Shadrack Nyaanga Oisanga	Jubilee	1980	Male	Nyamira	

--XXX--



Telegraphic Address
'Bunge', Nairobi
Telephone 2848000
Fax: 2243694

REPUBLIC OF KENYA



Clerks Chambers
Parliament Buildings
P.O. BOX 41842-00100
Nairobi, Kenya

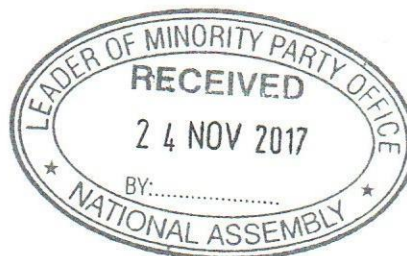
TWELFTH PARLIAMENT

EALA/GEN-CORR./2017/002

24th November, 2017

The Hon. John Mbadi, CBS, MP,
Leader of the Minority Party,
National Assembly,
Main Parliament Buildings,
NAIROBI.

✓ The Hon. Sen. Moses Wetangula, EGH, MP,
Senate Minority Leader,
Senate,
Main Parliament Buildings,
NAIROBI.



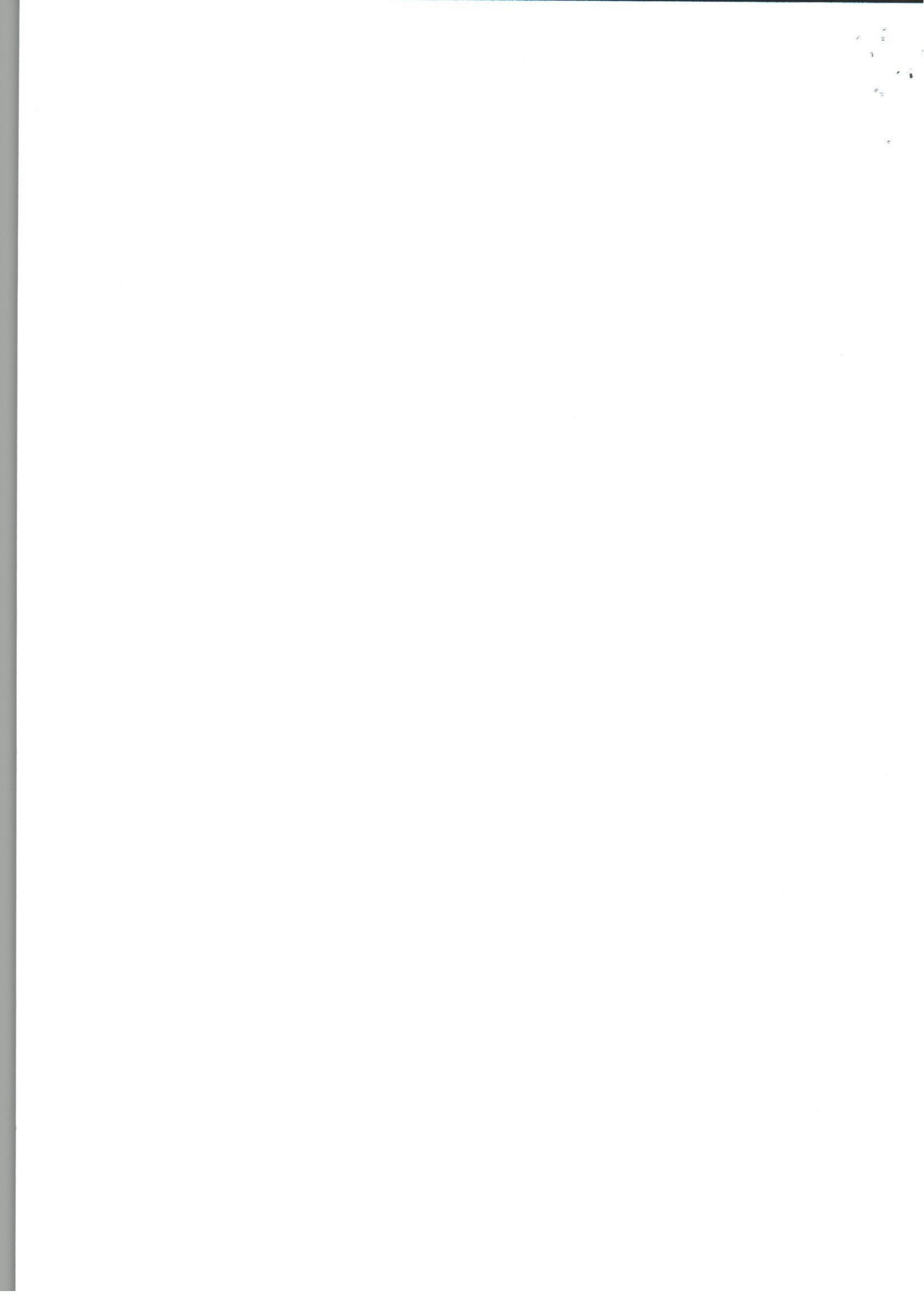
Dear *Hon,*

RE: ELECTION OF MEMBERS OF THE EAST AFRICAN LEGISLATIVE ASSEMBLY

The above-referenced subject matter refers.

The East African Legislative Assembly is established under Article 9 of the Treaty for the Establishment of the East African Community (EAC) as one of the key organs and institutions of the Community. The Assembly has a term of five (5) years and each Member State is required to nominate nine (9) members after every five-year term of the Assembly. The 3rd Assembly was elected in 2012 and the term of the members came to an end on 4th June, 2017.

Section 4 of the East African Legislative Assembly Elections Act, 2011 requires the election of Members to the Assembly to be conducted within **ninety** days before the expiry of the term of the sitting members. The election of members to the Assembly is to be conducted in accordance with procedures set out by each Partner State.



Rule 6(1) (*as amended*), a party or coalition of parties entitled to nominate candidates for election as Members of the EALA shall submit **three times their entitlement**. In this regard, the Jubilee Party shall be required to submit fifteen the names of (15) candidates while the NASA Coalition shall submit the names of twelve (12) candidates to the Presiding Officers on the nomination day.


At the conclusion of the nomination exercise, the Presiding Officers shall, pursuant to Rule 13 of the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017, submit the names of duly nominated candidates to the Joint Committee on Election of Members of the East Africa Legislative Assembly for consideration. The Joint Committee is expected to consider the nomination papers of the candidates and table its Report on the nominees in both Houses.

The purpose of this letter is to forward to you the names and documents of the applicants who applied for nomination by the National Super Alliance (NASA) Coalition, for consideration.

A copy of the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017 and an extract of key timelines required under the published Rules are also attached for your information.

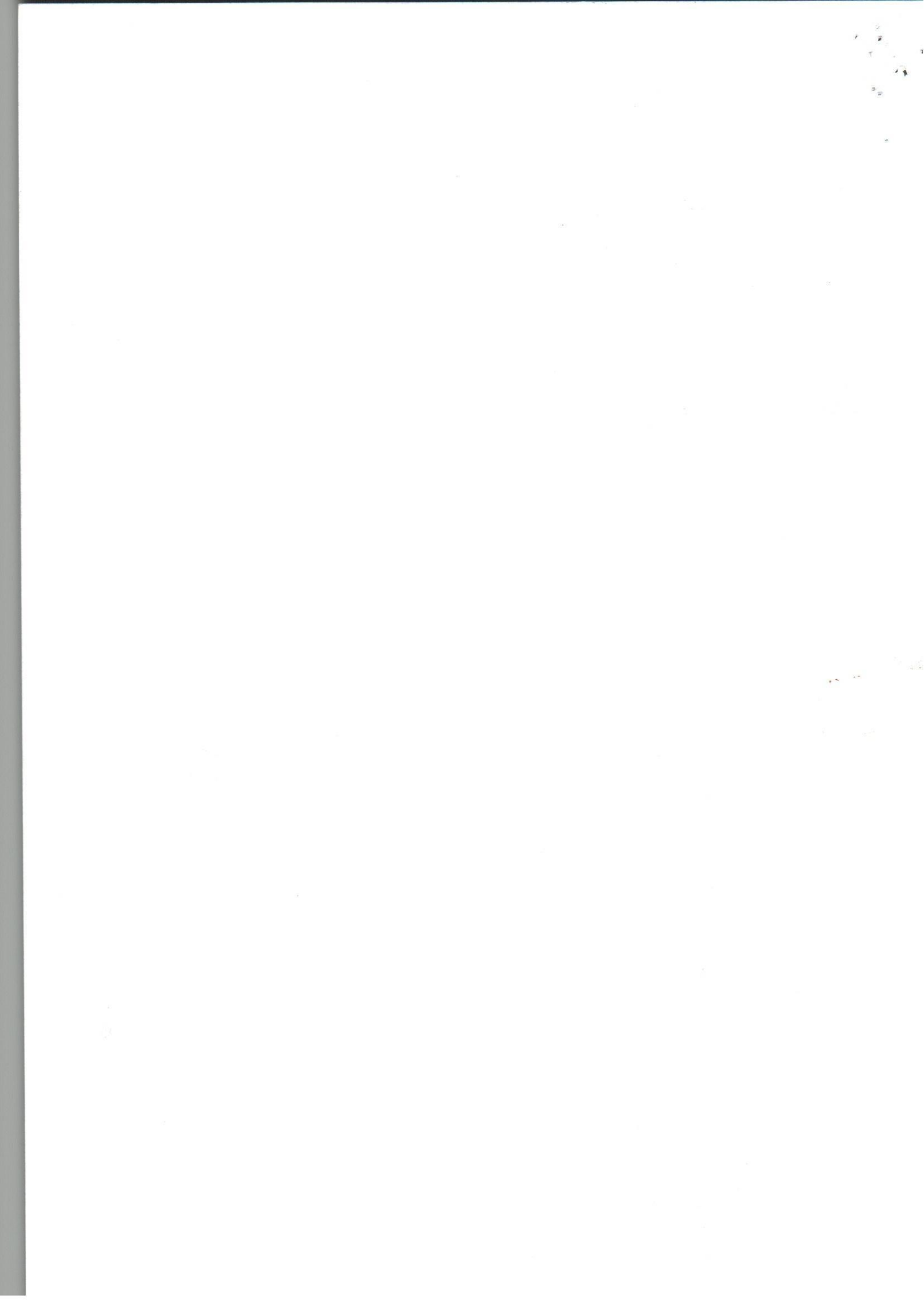
Yours 


MICHAEL R. SIALAI, EBS,
CLERK OF THE NATIONAL ASSEMBLY.


EUNICE GICHANGI,
SENIOR DEPUTY CLERK,
FOR: CLERK OF THE SENATE.

Copy to: The Hon. Justin Muturi, EGH, MP
Speaker of the National Assembly,
Parliament Buildings,
NAIROBI.

The Hon. Sen. Kenneth Lusaka, CBS, MP
Speaker of the Senate,
Parliament Buildings,
NAIROBI.



REPUBLIC OF KENYA



12TH PARLIAMENT

LIST OF APPLICANTS FOR ELECTION AS MEMBERS OF THE EAST
AFRICAN LEGISLATIVE ASSEMBLY

APPLICATIONS THROUGH THE NATIONAL SUPER ALLIANCE
(NASA) COALITION

S/ No.	Name of Applicant	Party	Year of Birth	Gender	County	Any Special Interest
1.	Susan Auma Mang'eni	ANC	1978	Female	Busia	
2.	Elizabeth Ongoro Amollo Masha	ANC	1969	Female	Nairobi	
3.	Jane Moronge Marwa	ANC	1968	Female	Migori	
4.	Justus Onsongo Mochoge	ANC	1961	Male	Kisii	
5.	Carol Achieng Oduor	Ford Kenya	1981	Female	Siaya	
6.	Joel Amuma Ruhu	Ford- Kenya	1949	Male	Tana River	
7.	Yasser Ali Sheikh	Ford- Kenya	1973	Male	Mombasa	
8.	Hon. Dorcas Kedogo	ODM	1962	Female	Vihiga	
9.	Jeffer Abdulwahab Kassam	ODM	1957	Male	Nairobi	
10.	Lotuk Erastus Akuta	ODM	1979	Male	Turkana	
11.	Loy Mwandu Maviala	ODM	1948	Female	Kakamega	

REPUBLIC OF KENYA



12TH PARLIAMENT

LIST OF APPLICANTS FOR ELECTION AS MEMBERS OF THE EAST
AFRICAN LEGISLATIVE ASSEMBLY

APPLICATIONS THROUGH THE NATIONAL SUPER ALLIANCE
(NASA) COALITION

S/ No.	Name of Applicant	Party	Year of Birth	Gender	County	Any Special Interest
12.	Hon. Nancy Abisai	ODM	-	Female	Vihiga	
13.	Ronald Kipngetich Ng'eny	ODM	1965	Male	Kericho	
14.	Micah Kipkemoi Kigen	ODM	1964	Male	Elgeyo Marakwet	
15.	Moses Wamuuru	ODM	1969	Male	Embu	
16.	Hon. Mumbi A. Ngaru	ODM	1959	Female	Kiambu	
17.	Jimmy Parnyumbi Luka	ODM	1981	Male	Narok	PWD
18.	Joel Kimutai Soi	ODM	1965	Male	Kericho	
19.	Salah Adan Abdi	ODM	1974	Male	Wajir	
20.	Amb. Tabitha Seii	ODM	1946	Female	Elgeyo Marakwet	
21.	John Antira Ketorah	ODM	1984	Male	Kajiado	
22.	Dr. Kitiabi Reginah Khatende	ODM	1961	Female	Trans Nzoia	
23.	Rebecca Merikeju Lowolya	ODM	1969	Female	Turkana	
24.	Abubakar Zein	ODM	1964	Male	Mombasa	

REPUBLIC OF KENYA



12TH PARLIAMENT

LIST OF APPLICANTS FOR ELECTION AS MEMBERS OF THE EAST AFRICAN LEGISLATIVE ASSEMBLY

APPLICATIONS THROUGH THE NATIONAL SUPER ALLIANCE (NASA) COALITION						
S/ No.	Name of Applicant	Party	Year of Birth	Gender	County	Any Special Interest
25.	Dr. Kenneth Oyugi Kambona	ODM	1961	Male	Homa Bay	
26.	Hon. Fatuma Ibrahim Ali	ODM	1965	Female	Wajir	
27.	Richard Gitonga Wathanga	ODM	-	Male	Nairobi	
28.	Timothy Moseki Edward Bosire	ODM	1962	Male	Nyamira	
29.	Hon. Thomas L. Mwadeghu	ODM	1953	Male	Taita Taveta	
30.	Ruth Mkumbulu Lelewu	ODM	1961	Female	Taita	
31.	John Wesonga Lutta	ODM	1966	Male	Kakamega	
32.	Tegeret Boniface	ODM	1976	Male	Nakuru	
33.	Hon. (Dr.) Oburu Oginga	ODM	1943	Male	Siaya	
34.	Eunice Sadina Selewuani Marima	ODM	1952	Female	Narok	
35.	Norman Magaya Amugira	ODM	1981	Male	Nairobi	
36.	Hon. Ochieng Mbeo	ODM	1948	Male	Migori	
37.	Charles Nzioki Nzuki	ODM	1962	Male	Machakos	

REPUBLIC OF KENYA



12TH PARLIAMENT

LIST OF APPLICANTS FOR ELECTION AS MEMBERS OF THE EAST
AFRICAN LEGISLATIVE ASSEMBLY

APPLICATIONS THROUGH THE NATIONAL SUPER ALLIANCE
(NASA) COALITION

S/ No.	Name of Applicant	Party	Year of Birth	Gender	County	Any Special Interest
38.	Thomas Sangingo Lekanaia	ODM	1986	Male	Kajiado	
39.	Rosemary Wanjiku Kariuki	ODM	1963	Female	Nyandarua	
40.	Hussein Hassan Muhumed	ODM	1978	Male	Wajir	
41.	Abdikadir Omar Aden	ODM	1972	Male	Garissa	
42.	Jane Muringi Wangui	ODM	1978	Female	Nairobi	
43.	Emmaculate Mbengwa Musya	ODM	1970	Female	Machakos	
44.	Otieno Okanja	ODM	1950	Male	Siaya	
45.	Evans Ombongi	ODM	1973	Male	Kisii	
46.	Hope Anisa Sanguli Mwakio	ODM	1968	Female	Taita Taveta	
47.	Beth Syengo Mutunga	ODM	1968	Female	Kitui	
48.	Silas Ouko John Jakakimba	ODM	1982	Male	Homabay	
49.	S. Kipkorir Arap Menjo	ODM	1960	Male	Uasin Gishu	
50.	Pauline Lenguris	ODM	1976	Female	Samburu	
51.	Kennedy Kalonzo	Wiper	1986	Male	Kitui	

REPUBLIC OF KENYA



12TH PARLIAMENT

LIST OF APPLICANTS FOR ELECTION AS MEMBERS OF THE EAST
AFRICAN LEGISLATIVE ASSEMBLY

APPLICATIONS THROUGH THE NATIONAL SUPER ALLIANCE (NASA) COALITION						
S/ No.	Name of Applicant	Party	Year of Birth	Gender	County	Any Special Interest
52.	Joash Josphat Wambua Mutua	Wiper	1959	Male	Mombasa	
53.	John Oluca Magero	Wiper	1993	Male	Busia	
54.	Abdullahi Ibrahim Mohamud	Wiper	1989	Male	Garissa	
55.	Winfred Syonindi Mutua	Wiper	1977	Female	Machakos	
56.	Angela Mueni Munyasya	Wiper	1961	Female	Machakos	
57.	Duncan Nyumbah	Wiper	1977	Male	Kisumu	
58.	Jimjohn Mutemi Matiki	Wiper	1980	Male	Kitui	

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ANNEX 5: REPORT OF THE PRESIDING OFFICERS TO THE
CO-CHAIRPERSONS

REPUBLIC OF KENYA

Telegraphic Address
'Bunge', Nairobi
Telephone 2848000
Fax: 2243694



Clerks Chambers
Parliament Buildings
P.O. BOX 41842-00100
Nairobi, Kenya

PARLIAMENT OF KENYA

JC-EALA/GEN./005

5th December, 2017

Hon. Katoo Ole Metito, MP,
Co-Chairperson,
The Joint Parliamentary Select Committee on Election of Members
of the East African Legislative Assembly (EALA),
Parliament Buildings,
NAIROBI.

Sen. Millicent Omanga, MP,
Co-Chairperson,
The Joint Parliamentary Select Committee on Election of Members
of the East African Legislative Assembly (EALA),
Parliament Buildings,
NAIROBI.

Dear *Joint Chairpersons,*

RE: FORWARDING OF NAMES AND NOMINATION PAPERS OF DULY NOMINATED CANDIDATES FOR ELECTION AS MEMBERS TO THE EAST AFRICAN LEGISLATIVE ASSEMBLY (EALA)

Further to the resolution of the Houses, the Presiding Officers appointed Thursday, 30th December, 2017, as the nomination day to receive and process nominations from the Jubilee Party, NASA Coalition and the independent candidates.

We hereby report that-

1. The nomination was held on Thursday, 30th December, 2017, at County Hall, Mini Chambers from 9:00 a.m. to 4:00 p.m.
2. The venue was set and opened for the process from 8:30 a.m.
3. The Presiding Officers were at the venue awaiting submission of names of additional nominees from the party Leaders and independent candidates.
4. At 10:45 a.m. Hon. Adan Duale and Hon. Sen. Kipchumba Murkomen, the Leader of the Majority Party in the National Assembly and in the Senate respectively, appeared before the Presiding Officers and pursuant to rule 8(3) of the East African Legislative Assembly (Elections of Members of the Assembly) Rules 2017, presented a list of fifteen (15) nominees for election as members of the East African Legislative Assembly.

5. At 3:30 p.m. the Presiding Officers received a list of twelve (12) nominees from the NASA Coalition.
6. During the course of the day, the independent candidates submitted their respective nomination papers for consideration by the Presiding Officers.
7. Upon scrutiny of the applications by the independent candidates and applicants nominated by the Jubilee Party and the NASA Coalition, the Presiding Officers issued the successful nominees with provisional certificates of nomination.
8. On Friday, 1st December, 2017, after the close of the nomination exercise we wrote letters to the following independent offices:
 - a) The Independent Electoral and Boundaries Commission (IEBC) to confirm:-
 - (i) Whether or not, as required under article 99(1) (a) of the Constitution, each provisionally nominated candidate is registered as a voter in the voters Register held by the Commission, and
 - (ii) Whether or not, as required under article 99(1) (c) of the Constitution, the persons set out in the list submitted by the independent candidates, as persons supporting their nominations, are registered voters in the respective constituencies (at least one thousand registered voters in the constituency) or counties (at least two thousand registered voters in the county).
 - b) The Registrar of Political Parties to ascertain whether the independent candidates meet the conditions set out in section 33(1)(a) of the Elections Act, 2011 which provides *inter alia* that – a person qualifies to be nominated as an independent candidate for presidential, parliamentary and county elections for the purposes of articles 97, 98, 137, 177 and 180 of the Constitution if that person –
 - (i) *has not been a member of any political party for at least three months preceding the date of the election.*
9. On Monday, 4th December, 2017, the Registrar of Political Parties vide her letter Ref: RPP/FRP/3/2 VOL VIII dated 4th December, 2017 informed us that according to the records held by her office as at 4th December, 2017, the following is the political parties membership status of the listed applicants-

S/No.	Name of Applicant	ID/PP No.	Status
1.	Mr. Cheruiyot Kemei Tamogei	13010303	Jubilee Party
2.	Ms. Hellen Makone	A022319	Jubilee Party
3.	Mr. Eric Wanjohi Gatheru	20005937	Partyless
4.	Mr. Billy Baltazar	22440730	Jubilee Party
5.	Mr. Humphrey Kimani Njuguna	1831312	Jubilee Party

10. On Tuesday, 5th December, 2017, the Independent Electoral and Boundaries Commission vide their letter Ref: IEBC/VREO/2/6/2/Vol II (8) dated 4th December, 2017 indicated that-

- a) all the thirty one (31) candidates provisionally issued with nomination certificates were duly registered as voters,
- b) the Commission needed the soft copies of the list of supporters for the following independent candidates in order to verify whether the independent candidates meet the threshold of article 99 (1) (c) of the Constitution-

S/No.	Name of Applicant	ID/PP No.
1.	Ms. Hellen Makone	A022319
2.	Mr. Eric Wanjohi Gatheru	20005937
3.	Mr. Billy Baltazar	22440730
4.	Mr. Humphrey Kimani Njuguna	1831312

- c) Mr. Cheruiyot Kemei Tamogei who submitted the soft copies of the list of his supporters, had only 917 registered voters and hence below the required number as stipulated under article 99(1) (c).

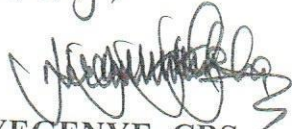
The nomination papers and documents of provisionally nominated candidates were opened for public inspection on Friday, 1st December, 2017, and Monday, 4th December, 2017, in accordance to rule 12 of the said Rules. At the end of the inspection period, we received the following complaints -

1. A letter from Mr. Justus O. Mochoge a nominee of the NASA Coalition alleging that he was informed of his nomination on the nomination day - Thursday, 30th November, 2017 at 3:30 p.m and hence was not available to present his papers as he was in Busia. He however travelled to Nairobi on 1st December, 2017 to present his papers but was informed that he was time barred as the nomination day closed on Thursday, 30th November, 2017. He has written a letter requesting the Joint Committee to consider his case and accept his papers;

2. A letter from Hon. Lawrence Sifuna, an independent candidate indicating that he sent his application to the Clerk of the National Assembly on 17th November, 2017. He however was unable to present his nomination papers on 30th November, 2017 as the vehicle he was travelling in broke down in Webuye and hence could not reach Nairobi on time to present his papers. He is requesting the Joint Committee to consider his application; and
3. A letter from Mr. Jimmy P. Luka submitted on 1st December, 2017, raising an issue with the fact that he had been excluded by his party from the list of nominees and requesting that the list of nominees submitted by NASA be rejected owing to the fact that no disabled person had been nominated and further, owing to the relationship of some nominees to the coalition leadership.

Pursuant to rule 13(1) of the EALA Rules, we the Presiding Officers, hereby forward to the Joint Committee the names and nomination papers of the duly nominated candidates, for your consideration.

Yours



J.M. NYEGENYE, CBS,
CLERK OF THE SENATE/ SECRETARY
PARLIAMENTARY SERVICE COMMISSION
(PRESIDING OFFICER)



MICHAEL R. SIALAI, EBS,
CLERK OF THE NATIONAL ASSEMBLY
(PRESIDING OFFICER)

Encls.

Hon. Justin Muturi, EGH, MP
Speaker of the National Assembly/
Chairperson, Parliamentary Service Commission,
(Returning Officer)
Parliament Buildings,
NAIROBI.

Hon. Sen. Kenneth Lusaka, CBS, MP,
Speaker of the Senate,
(Returning Officer)
Parliament Buildings,
NAIROBI.

Persons Provisionally Nominated For Election as Members of the East African Legislative Assembly (EALA)

JUBILEE PARTY						
No.	Name of Nominee	ID/Pp. No.	Age	Gender	County	PWD
1.	Hon. Simon Nganga Mbugua	13308633	43	Male	Nairobi	No
2.	Hon. Adan Mohamed Nooru	0209144	59	Male	Mandera	No
3.	Mr. Charles Ayako Nyachae	7128597	59	Male	Kisii	No
4.	Hon. Lawrence Mpuru Aburi	2505927	55	Male	Meru	No
5.	Hon. Wanjiku Muhia	14476590	42	Female	Nyandarua	No
6.	Ms. Elizabeth Wangui Njeeh	25739372	30	Female	Nyeri	Yes
7.	Hon. AbdulAziz Ali Farah	10028709	48	Male	Mandera	No
8.	Ms. Irene Cherop Masit	8032980	50	Female	Elgeyo Marakwet	No
9.	Ms. Flowrence Jematiah Sergon	22209767	37	Female	Baringo	No
10.	Mr. Justin Nthiiri Bundi	4828645	60	Male	Tharaka- Nithi	No
11.	Ms. Eunice Wanjiru Karanja	10961219	45	Female	Trans- Nzoia	No
12.	Mr. Jackson Kipkemoi Kosgei	4019786	61	Male	Baringo	Yes
13.	Ms. Dorice Donya Aburi	22862539	35	Female	Kisii	No

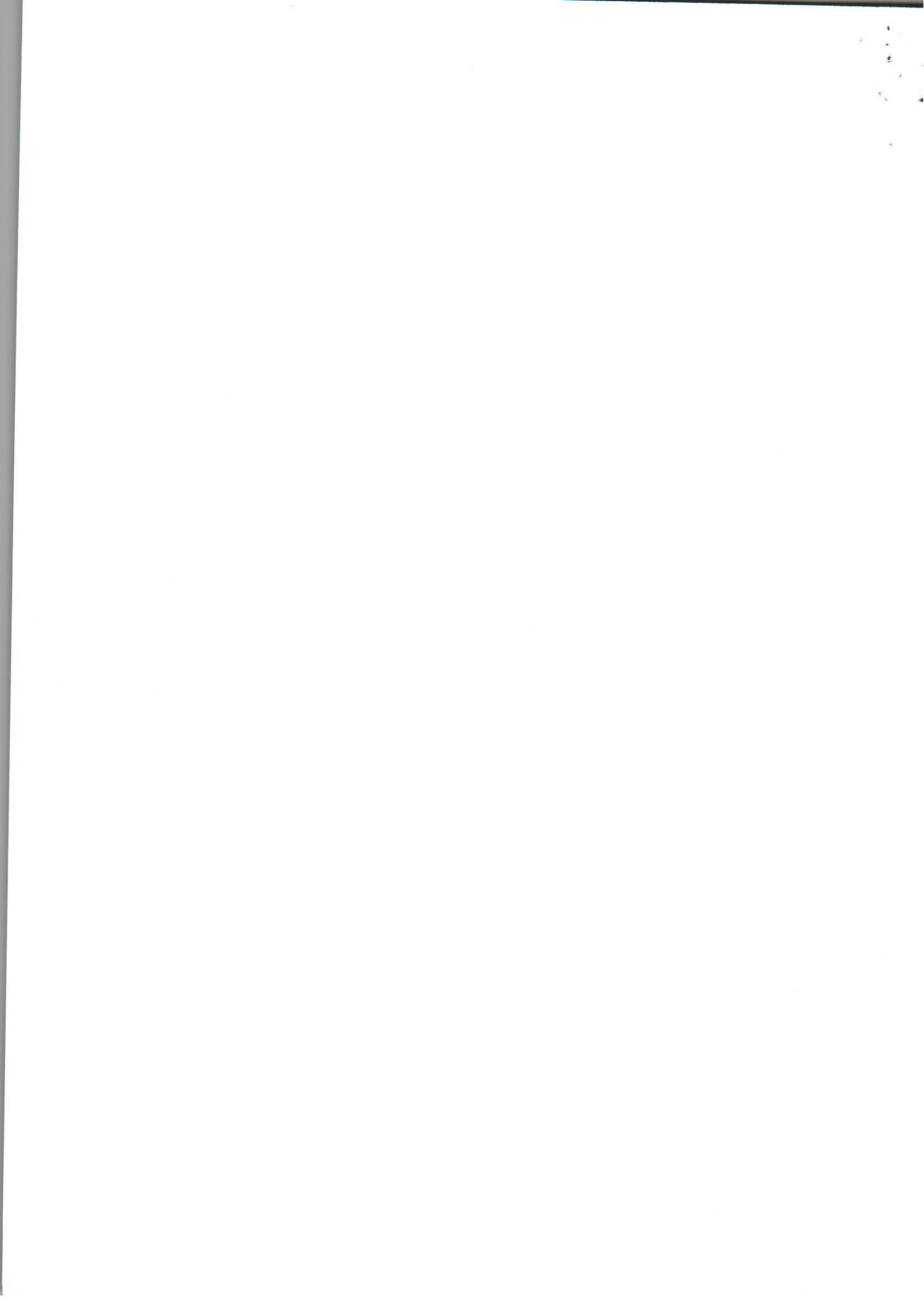
14.	Dr. Muriuki Joe Muriithi	Pp. No. A1608352	58	Male	Nyeri	No
15.	Ms. Julie Njeri Waweru	22648302	36	Female	Nyandarua	No

NASA COALITION

No.	Name of Nominee	ID/Pp. No.	Age	Gender	County	PWD
1.	Hon. (Dr.) Oburu Oginga	0637188	74	Male	Kisumu	No
2.	Mr. Kennedy Musyoka Kalonzo	24804993	31	Male	Kitui	No
3.	Mr. Norman Magaya Amugira	23127809	36	Male	Kakamega	No
4.	Hon. Fatuma Ibrahim Ali	33246825	52	Female	Wajir	No
5.	Hon. Abdikadir Omar Aden	13116397	45	Male	Garissa	No
6.	Ms. Beth Kalunda Mutunga- Syengo	7435755	49	Female	Kitui	No
7.	Hon. Abubakar Zein Abubakar	8375661	53	Male	Mombasa	No
8.	Ms. Loy Mwandu Maviala	0563313	69	Female	Kakamega	No
9.	Ms. Angela Mueni Munyasia	1472556	56	Female	Machakos	No
10.	Ms. Winfred Syonindi Mutua	20693425	40	Female	Machakos	No
11.	Ms. Jane Moronge Marwa	8997651	49	Female	Migori	No

INDEPENDENT CANDIDATES

No.	Name of Nominee	ID/Pp. No.	Age	Gender	County	PWD
1.	Mr. Cheruiyot Kemei Tamogei	13010303	41	Male	West Pokot	No
2.	Ms. Hellen Makone	A022319	58	Female	Kisii	No
3.	Mr. Eric Wanjohi Gatheru	20005937	40	Male	Murang'a	No
4.	Mr. Billy Baltazar	22440730	38	Male	Kajiado	No
5.	Mr. Humphrey Kimani Njuguna	1831312	56	Male	Murang'a	No



REPUBLIC OF KENYA

Telegraphic Address
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Telephone 2848000
Fax: 2243694



Clerks Chambers
Parliament Buildings
P.O. BOX 41842-00100
Nairobi, Kenya

PARLIAMENT OF KENYA

JC-EALA/GEN./005

6th December, 2017

Hon. Katoo Ole Metito, MP,
Co-Chairperson,
The Joint Parliamentary Select Committee on Election of Members
of the East African Legislative Assembly (EALA),
Parliament Buildings,
NAIROBI.

Sen. Milicent Omanga, MP,
Co-Chairperson,
The Joint Parliamentary Select Committee on Election of Members
of the East African Legislative Assembly (EALA),
Parliament Buildings,
NAIROBI.

Dear *Hon. Joint Committee Co-Chairperson*

**RE: ADDENDUM TO THE PRESIDING OFFICERS REPORT ON THE
NOMINATION OF CANDIDATES FOR ELECTION AS MEMBERS TO
THE EAST AFRICAN LEGISLATIVE ASSEMBLY (EALA)**

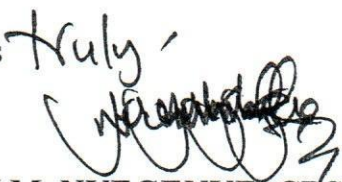
Further to the letter dated 5th December, 2017 from the clerks of both houses of Parliament reporting on the nomination of candidates for election to the East Africa Legislative Assembly and forwarding the duly received nomination papers, we wish to add as follows to the said report-


1. One of the Nominees of the Jubilee Party, Ms. Julie Njeri Waweru is a serving Public Officer. Ms. Waweru is one of the Directors of the Kenya Youth Enterprise Fund. We had provisionally accepted her nomination papers on the strength of the court decision by Justice D.K. Njagi Marete in the case of Eric Cheruiyot & 7 others v Independent Electoral and Boundaries Commission & 7 others issued on 29th March, 2017. In the said case, the Court declared section 43 (5) of the Elections Act, 2011 unconstitutional, in effect allowing public officers intending to vie for political office to continue serving in their respective offices and only be required to resign after

being nominated by their respective political parties to contest in an election. On 27th September, 2017 however, the Court of Appeal in County Government of Embu & another v Eric Cheruiyot & 15 others stayed the said decision. This had the effect of reinstating the provisions of section 43 (5) of the Elections Act, 2011 and therefore mandating public officers to resign at least six (6) months before an election in which they intend to contest.

2. Ms. Winfred Syonindi Mutua, a nominee of the NASA Coalition is a sitting Member of the Machakos County Assembly. This means that she offends Article 99 (2) (a) and (d) of the Constitution which provide that a member of a county assembly or indeed any state officer who is not a member of parliament is not qualified to be elected as a member of parliament. Ms. Mutua therefore appears not to qualify to be elected as a member of EALA in accordance with Article 50 (2) (b) of the EAC Treaty. We however provisionally accepted her nomination papers to enable the Committee make the decision on whether she qualifies for election to EALA in accordance with the Committee's powers under the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017 Rules.

Yours

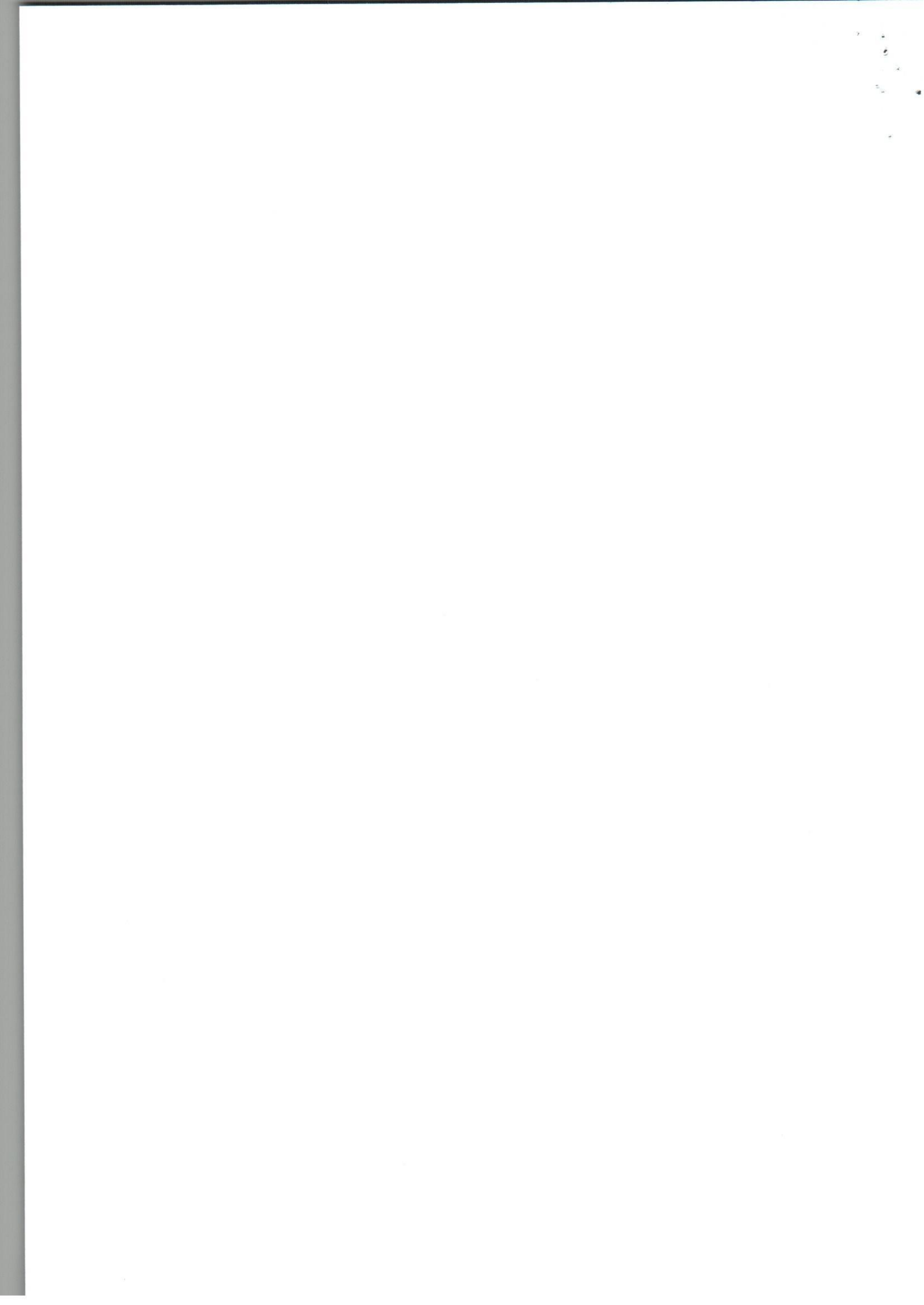

Mr. J.M. NYEGENYE, CBS,
Clerk of the Senate/ Secretary
Parliamentary Service Commission
(Presiding Officer)


Mr. MICHAEL R. SIALAI, EBS,
Clerk of the National Assembly
(Presiding Officer)

Copy to: Hon. Justin Muturi, EGH, MP
Speaker of the National Assembly/
Chairperson, Parliamentary Service Commission,
(Returning Officer)
Parliament Buildings,
NAIROBI.

Hon. Sen. Kenneth Lusaka, CBS, MP,
Speaker of the Senate,
(Returning Officer)
Parliament Buildings,
NAIROBI.

ANNEX 6: LETTERS TO IEBC AND REGISTRAR OF POLITICAL PARTIES



Telegraphic Address
'Bunge', Nairobi
Telephone 2848000
Fax: 2243694

REPUBLIC OF KENYA



Clerks Chambers
Parliament Buildings
P.O. BOX 41842-00100
Nairobi, Kenya

PARLIAMENT

JC-EALA/GEN./003

1st December, 2017

Mr. Ezra Chiloba
Secretary/Chief Executive Officer
Independent Electoral and Boundaries Commission
University Way, Anniversary Towers, 6th Floor
P.O. Box 45371-00100
Nairobi.

Dear Ezra,

RE: ELECTION OF MEMBERS OF THE EAST AFRICAN LEGISLATIVE ASSEMBLY

The above-mentioned matter refers.

The East African Legislative Assembly is established under Article 9 of the Treaty for the Establishment of the East African Community (EAC) as one of the key organs and institutions of the Community. The Assembly has a term of 5 years and the term of the current Members of the Assembly lapsed on 4th June 2017.

On 16th November, 2017, the Clerks of both Houses, who are also the Presiding Officers in the elections, placed advertisements in the daily newspapers, inviting applications from persons qualified for the elections under the Treaty for the Establishment of the East African Community, the Constitution of Kenya, the Elections Act, 2011 (*as amended*) and the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017.

As one of the requirements for election as a Member of the East African Legislative Assembly, under Article 50 of the said Treaty, a person is qualified for election as a member of the East African Legislative Assembly if that person is qualified to be elected as a Member of the National Assembly of that Partner State. Pursuant to Article 99(1) of the

Constitution of Kenya, a person is eligible for election as a Member of Parliament if such a person is-

- (a) a registered voter;
- (b) ...
- (c) is nominated by a political party or is an independent candidate who is supported -
 - (i) in the case of election to the National Assembly, by at least one thousand registered voters in the constituency; or
 - (ii) in the case of elections to the Senate, by at least two thousand registered voters in the county.

The persons listed in the Schedule attached hereto have been provisionally nominated for election as Members of the East African Legislative Assembly.


The purpose of this letter is to request the Commission to confirm to us -


- (a) whether or not, as required under Article 99(1)(a) of the Constitution, each of the provisionally nominated candidates is registered as a voter in the Voters Register held by the Commission; and
- (b) whether or not, as required under Article 99(1)(c) of the Constitution, the persons set out in the lists submitted by the independent candidates (attached), as persons supporting their nominations, are registered voters in the respective constituencies (at least one thousand registered voters in the constituency) or counties (at least two thousand registered voters in the county).

Owing to the strict timelines associated to this process, we would appreciate if the Commission reverted on or before Monday, 4th December 2017, to enable the Joint Parliamentary Select Committee on the Election of Members of the East African Legislative Assembly, to determine their eligibility or otherwise, to participate in the elections, scheduled for Wednesday, 13th December 2017.

Thank you for your continuous support and partnership with Parliament of Kenya.

Yours

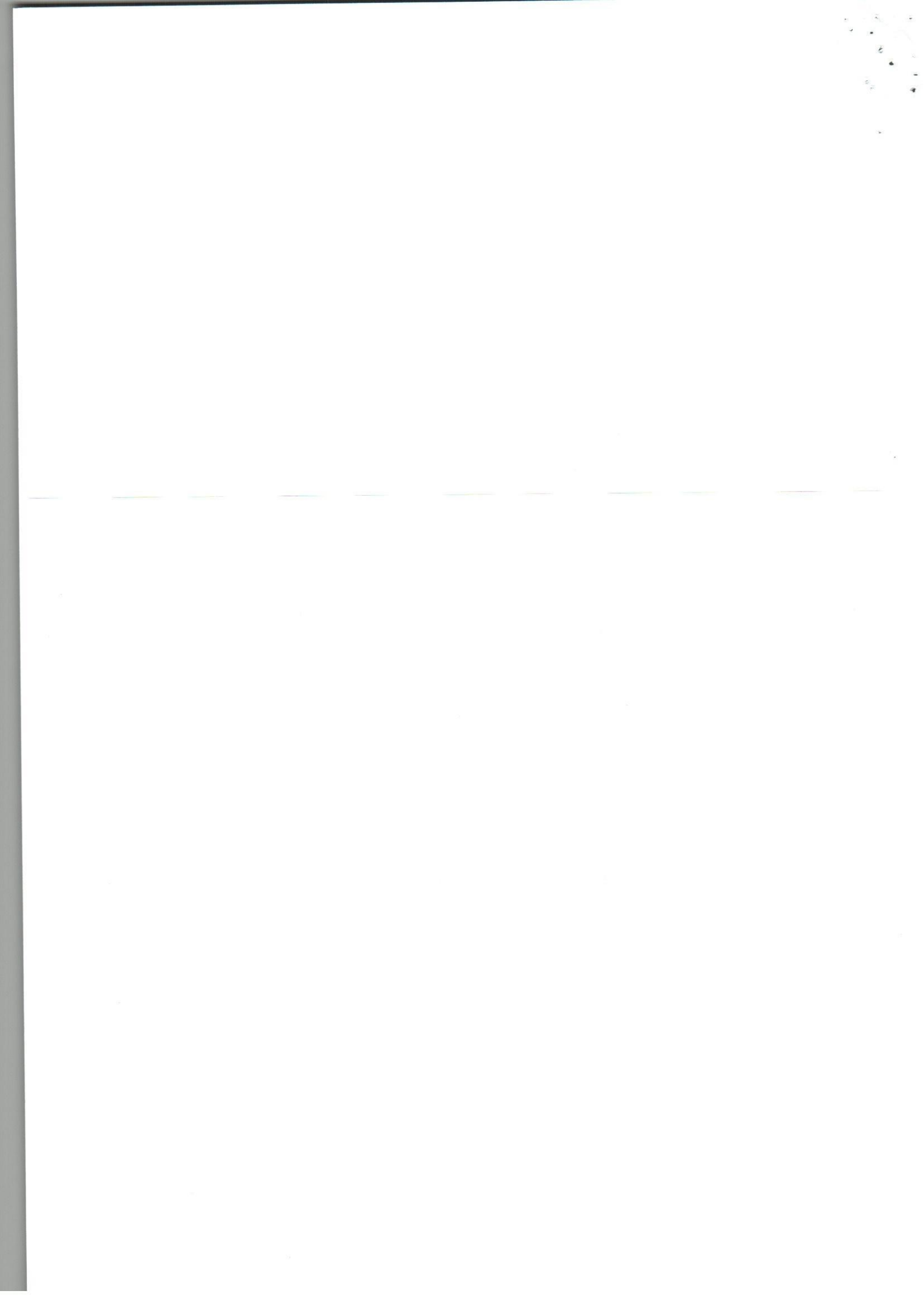

MICHAEL R. SIALAI, EBS
CLERK OF THE NATIONAL
ASSEMBLY/PRESIDING OFFICER.


EUNICE GICHANGI,
SENIOR DEPUTY CLERK,
FOR: CLERK OF THE
SENATE/PRESIDING OFFICER.

Encls.

CC: Hon. Justin Muturi, EGH, MP,
Speaker of the National Assembly/
Chairperson, Parliamentary Service Commission/
Returning Officer,
Parliament Buildings,
NAIROBI

Hon. Sen. Kenneth Lusaka, CBS, MP,
Speaker of the Senate/Returning Officer
Parliament Buildings,
NAIROBI



Telegraphic Address
'Bunge', Nairobi
Telephone 2848000
Fax: 2243694

REPUBLIC OF KENYA



PARLIAMENT

Clerks Chambers
Parliament Buildings
P.O. BOX 41842-00100
Nairobi, Kenya

JC-EALA/GEN./004

1st December, 2017

Mrs. Lucy Ndung'u
Registrar of Political Parties
Lions Place, 1st Floor
Karuna Close, Waiyaki Way, Westlands
P.O. Box 1131-00606
Sarit Center,
Nairobi.

Dear

Lucy,

RE: VERIFICATION OF NOMINEES FOR ELECTION AS MEMBERS OF THE EAST AFRICAN LEGISLATIVE ASSEMBLY

The above-mentioned subject matter refers.

The East African Legislative Assembly is established under Article 9 of the Treaty for the Establishment of the East African Community (EAC) as one of the key organs and institutions of the Community. The Assembly has a term of 5 years and the term of the current Members of the Assembly lapsed on 4th June 2017.

On 16th November, 2017, the Clerks of both Houses, who are also the Presiding Officers in the elections, placed advertisements in the daily newspapers, inviting applications from persons qualified for the elections under the Treaty for the Establishment of the East African Community, the Constitution of Kenya, the Elections Act, 2011 (*as amended*) and the East African Legislative Assembly Elections (Election of Members of the Assembly) Rules, 2017.

As one of the requirements for election as a Member of the East African Legislative Assembly, under Article 50 of the said Treaty, a person is qualified for election as a member

of the East African Legislative Assembly if that person is qualified to be elected as a Member of the National Assembly of that Partner State.

Persons listed in the Schedule attached hereto applied to participate in the election as independent candidates in the election of Members of the East African Legislative Assembly. Section 33(1)(a) of the Elections Act, 2011 provides that a person qualifies to be nominated as an independent candidate for presidential, parliamentary and county elections for the purposes of Articles 97, 98, 137, 177 and 180 of the Constitution if that person—

(a) has not been a member of any political party for at least three months preceding the date of the election.

In the nomination exercise conducted on Thursday, 30th November, 2017, the persons listed in the Schedule attached hereto were provisionally nominated to participate in the election of Members of the East African Legislative Assembly as independent candidates.

This is therefore to request your Office to confirm whether the said persons meet the conditions set out in section 33(1)(a) of the Elections Act, 2011, for nomination as independent candidates as at Thursday, 30th November, 2017.

Owing to the strict timelines attached to this matter, we would be grateful if you kindly favour the Presiding Officers with this information on or before Monday, 4th December, 2017, to enable us determine their eligibility or otherwise and prepare ballot papers ahead of the elections scheduled for Wednesday, 13th December, 2017.

Thank you for your continuous support to the institution of Parliament.

Yours



**MICHAEL R. SIALAI, EBS
CLERK OF THE NATIONAL
ASSEMBLY/PRESIDING OFFICER.**



**EUNICE GICHANGI,
SENIOR DEPUTY CLERK,
FOR: CLERK OF THE
SENATE/PRESIDING OFFICER.**

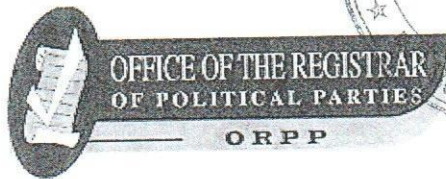
Encls.

CC: Hon. Justin Muturi, EGH, MP
Speaker of the National Assembly/
Chairperson, Parliamentary Service Commission/
Returning Officer
Parliament Buildings,
NAIROBI.

Hon. Sen. Kenneth Lusaka, CBS, MP,
Speaker of the Senate/Returning Officer
Parliament Buildings,
NAIROBI.



**ANNEX 7: RESPONSE FROM IEBC AND REGISTRAR OF POLITICAL
PARTIES**



Republic of Kenya

Lion Place, 1st Floor
Off Waiyaki Way
P.O Box 1131-00606
Sarit Centre, Nairobi.



Telephone: +254(0)204022000
Email: registrar@orpp.or.ke
Website: www.orpp.or.ke
When replying please quote

Ref: RPP/FRP/3/2 VOL. VIII

Date: 4th December, 2017

Michael R. Sialai, EBS,
Clerk of the National Assembly/ Presiding Officer,
Clerks Chambers,
Parliament Buildings,
P.O Box 41842-00100,
NAIROBI.

Eunice Gichangi,
Senior Deputy Clerk,
Clerks Chambers,
Parliament Buildings,
P.O Box 41842-00100,
NAIROBI.

Dear Sir,

RE: VERIFICATION OF NOMINEES FOR ELECTION AS MEMBERS OF THE EAST AFRICAN LEGISLATIVE ASSEMBLY

Reference is made to your letter **Ref:JC-EALA/GEN/004** dated 1st December 2017 on the above subject matter.

According to the records held by this office as at 4th December, 2017, the following is the political parties membership status of the listed applicants:-

S/No.	Name of Applicant	ID/PP No.	Status
1.	Mr. Cheruiyot Kemei Tamogei	13010303	Jubilee Party
2.	Ms. Hellen Makone	A022319	Jubilee Party
3.	Mr. Eric Wanjohi Gatheru	20005937	Partyless
4.	Mr. Billy Baltazar	22440730	Jubilee Party
5.	Mr. Humphrey Kimani Njuguna	1831312	Jubilee Party

Yours faithfully,


Lucy K. Ndungu, (EBS)
Registrar of Political Parties

Mr. Lenardoshi
For the attention of
the Joint Committee
0002
04/12/17





Ref: IEBC/VREO/2/6/2/Vol II (8)

4th December 2017

Michael R. Sialai, EBS
Clerk of the National Assembly
Presiding Officer

Eunice Gichangi
Senior Deputy Clerk – Senate
Presiding Officer

Dear *AU,*

RE: ELECTION OF MEMBERS OF THE EAST AFRICAN LEGISLATIVE ASSEMBLY

I acknowledge with thanks receipt of your letter Ref JC – EALA/GEN./003 dated 1st December 2017 on the above subject matter refers. Attached find list showing the voter registration status of the provincial nominees to the East African Legislative Assembly as at 4th December 2017.

In order to facilitate the Commission verify whether independent candidates meet the threshold of Article 99(1) (C) of the Constitution of Kenya 2010, kindly furnish soft copies of the list of supporters.

Yours

Sincerely

MARJAN H. MARJAN

AG. CHIEF ELECTORAL OFFICER/ DEPUTY COMMISSION SECRETARY

cc Hon. Justin Muturi, EGH, MP
Speaker of the National Assembly/
Chairperson, Parliamentary Service Commission/
Returning Officer
Parliament Buildings
NAIROBI

Hon. Sen. Kenneth Lusaka, CBS, MP
Speaker of the Senate/ Returning Officer
Parliament Buildings,
NAIROBI

address: Anniversary Towers, 6th Floor, off University Way, P.O Box 45371-00100 Nairobi, Kenya
phone: +254 (0) 2769000, fax: +254 (0) 20 2219185, email: info@iebc.or.ke, website: www.iebc.or.ke

DETAILS OF PERSONS PRESENTED TO IEBC BY PARLIAMENT FOR NOMINATION TO EAST AFRICAN LEGISLATIVE ASSEMBLY

S/No.	Applicant	ID / PP No.	Voter Registration Status	Remarks
1.	Hon. Simon Nganga Mbugua	13308633	Registered	Nominated by Political Party
2.	Hon. Adan Mohamed Nooru	0209144	Registered	Nominated by Political Party
3.	Mr. Charles Ayako Nyachae	7128597	Registered	Nominated by Political Party
4.	Hon. Lawrence Mpuru Aburi	2505927	Registered	Nominated by Political Party
5.	Hon. Wanjiku Muhia	14476590	Registered	Nominated by Political Party
6.	Ms. Elizabeth Wangui Njeeh	25739372	Registered	Nominated by Political Party
7.	Hon. AbdulAziz Ali Farah	10028709	Registered	Nominated by Political Party
8.	Ms. Irene Cherop Masit	8032980	Registered	Nominated by Political Party
9.	Ms. Florence Jematiah Sergon	22209767	Registered	Nominated by Political Party
10.	Mr. Justin Nthiiri Bundi	4828645	Registered	Nominated by Political Party
11.	Ms. Eunice Wanjiru Karanja	10961219	Registered	Nominated by Political Party
12.	Mr. Jackson Kipkemoi Kosgei	4019786	Registered	Nominated by Political Party
13.	Ms. Dorice Donya Aburi	22862539	Registered	Nominated by Political Party
14.	Dr. Muriuki Joe Muriithi	A1608352	Registered	Nominated by Political Party
15.	Hon. (Dr.) Oburu Oginga	0637188	Registered	Nominated by Political Party
16.	Mr. Kennedy Musyoka Kalonzo	24804993	Registered	Nominated by Political Party
17.	Mr. Norman Magaya Amugira	23127809	Registered	Nominated by Political Party
18.	Hon. Fatuma Ibrahim Ali	33246825	Registered	Nominated by Political Party
19.	Mr. Abdikadir Omar Aden	13116397	Registered	Nominated by Political Party
20.	Ms. Beth Kalunda Mutunga – Syengo	7435755	Registered	Nominated by Political Party
21.	Mr. Abubakar Zein Abubakar	8375661	Registered	Nominated by Political Party
22.	Ms. Loy Mwandu Maviala	0563313	Registered	Nominated by Political Party
23.	Ms. Angela Mueni Munyasia	1472556	Registered	Nominated by Political Party
24.	Mr. Winfred Syonindi Mutua	20693425	Registered	Nominated by Political Party
25.	Ms. Jane Moronge Marwa	8997651	Registered	Nominated by Political Party
26.	Ms. Julie Njeri Waweru	22648302	Registered	Nominated by Political Party
27.	Mr. Cheruiyot Kemei Tamogei	13010303	Registered	The list of Supporters below the required number as per Article 99(1)(C) of the Constitution of Kenya 2010 Submitted a list of 1002 supporters 917 are in the Register of Voters of which only 665 are registered voter in Langata Constituency
28.	Ms. Hellen Makone	A022319	Registered	To Submit Soft copy of the list of supporters
29.	Mr. Eric Wanjohi Gatheru	2000730	Registered	To Submit Soft copy of the list of supporters
30.	Mr. Billy Baltazar	22440730	Registered	To Submit Soft copy of the list of supporters
31.	Mr. Humphrey Kimani Njuguna	1831312	Registered	To Submit Soft copy of the list of supporters



Ref: IEBC/VREO/2/6/2/Vol II (9)

6th December 2017

Mr. Michael R. Sialal, EBS
Clerk of the National Assembly
Presiding Officer
Parliament Building
NAIROBI

Ms. Eunice Gichangi
Senior Deputy Clerk – Senate
Presiding Officer
Parliament Building
NAIROBI

Dear *Sialal*

RE: ELECTION OF MEMBERS OF THE EAST AFRICAN LEGISLATIVE ASSEMBLY

Reference is made to our letter Ref: IEBC/VREO/2/6/Vol II (8) dated 4th December 2017, in which we requested for soft copies of list of supporters for the Independent candidates nominees to the East African Legislative Assembly.

We acknowledge receipt of soft copy of the list of supporters for Mr. Eric Wanjohi Gatheru of National Identification Number 20005937. The list has 698 supporters.

The soft copy of the 698 records of names and ID/Passport numbers was run against the Register of Voters. The analysis of data presented by Mr. Eric Wanjohi Gatheru revealed that a total of 580 identity cards/passport numbers are in the register of voters of which none is registered as a voter in Dagoretti North Constituency where Mr. Eric Wanjohi Gatheru is registered.

We also Confirm that, Mr Justus Onsongo Mochoge is a registered voter in Kisii County, Kitutu Chache South Constituency, Nyatieko Ward, Polling Centre – 058.

address: Anniversary Towers, 6th Floor, off University Way, P.O Box 45371-00100 Nairobi, Kenya
phone: +254 (0) 2769000, fax: +254 (0) 20 2219185, email: info@iebc.or.ke, website: www.iebc.or.ke

In this regard, please be informed that the Constitutional threshold of at least one thousand registered voters in the Constituency has not been met.

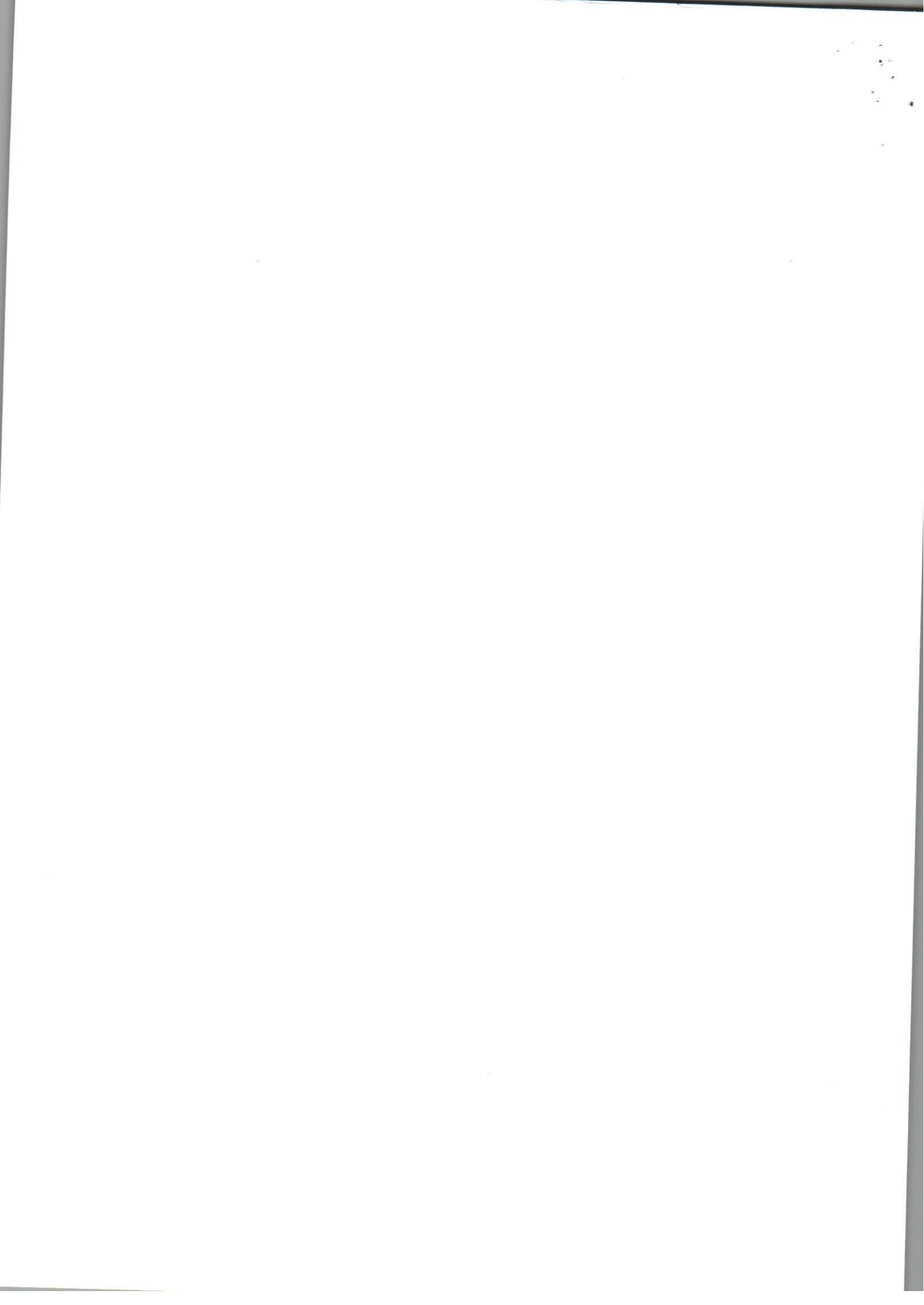
Yours *Sincerely*



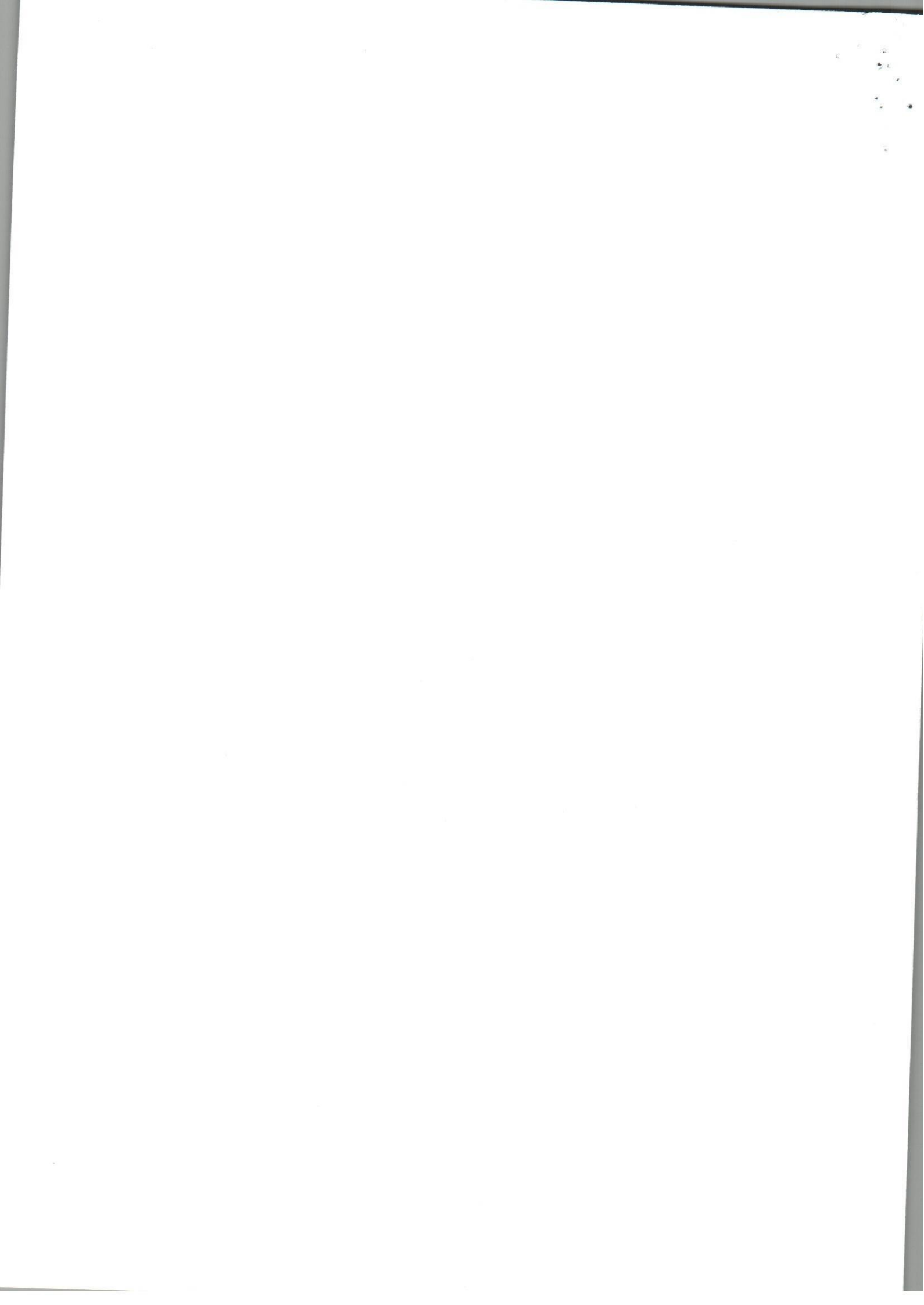
MARJAN H. MARJAN
Ag. COMMISSION SECRETARY/CEO

Copy to: Hon. Justin Muturi, EGH, MP
Speaker of the National Assembly/
Chairperson, Parliamentary Service Commission/ Returning Officer
Parliament Buildings
NAIROBI

Hon. Sen. Kenneth Lusaka, CBS, MP
Speaker of the Senate/ Returning Officer
Parliament Buildings.
NAIROBI

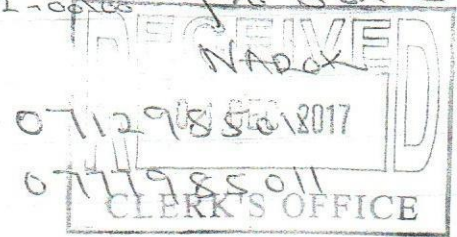


ANNEX 8: COMPLAINTS RECEIVED BY PRESIDING OFFICERS ON THE
NOMINATION PROCESS



THE CLERK NATIONAL
ASSEMBLY P.O. Box 41842-00100
NAIROBI

Jimmy P. Luka
P.O. Box 383

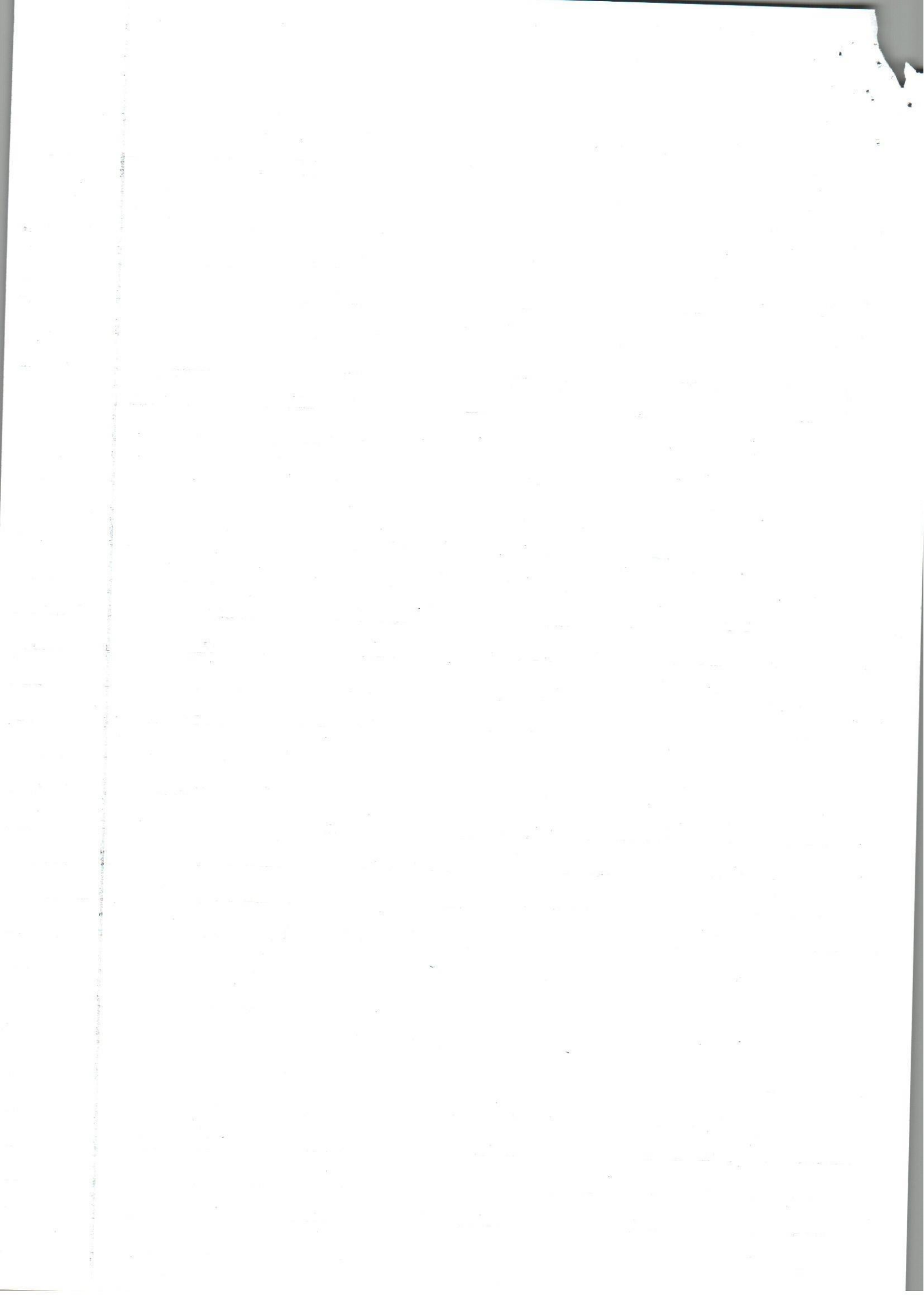


Dear Sir,

RE: NASA EALA LIST OF NOMINEES

COMPLAINT

I am a life member of ODM Party and hail from a minority group called INKIDONCA and I am a person living with disabilities, and I was a candidate of the ODM Party on 8th August. I left my job based on the promise of my party that when I lose election I will be given a priority in the EALA nomination list on account of my disability. I was shocked to see a different list that contains the names of relatives of the two heads of the NASA alliance. A section of some party officials reneged on a memorandum of understanding (MOU) and generated unacceptable list. We agreed that consultations must be done before compilation of the proposed nominees list but some of the party officials went behind our backs. It's not acceptable for someone who is a close relative of



Paula and Kabonzo to be given a slot in the nomination at the EALA. Such parties should have gone to other areas, to other minorities groups like the PWDs and women.

I kindly request the clerks in both houses to reject the NASA EALA list of nominees sent to the house because the list is not satisfactory no even single disabled person in the list.

We would kindly want to file a case in court to block the NASA list of EALA nominees particularly Kennedy Mpyoka and Oburu Odungo, citing nepotism and breach of gender rule/disability rule by the NASA alliance, bearing my disability in mind kindly consider my plea.

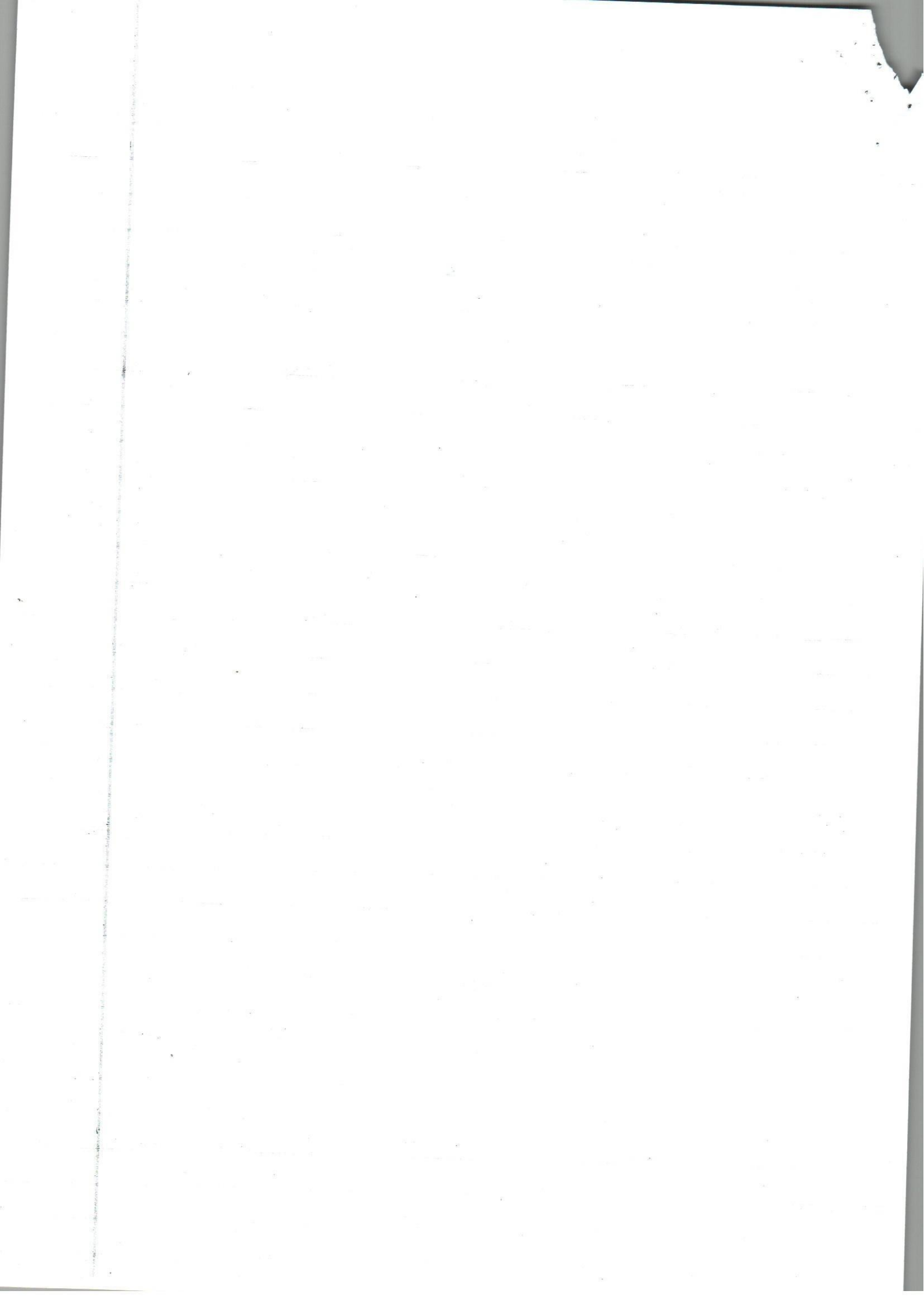
Thanks in Advance

Yours faithfully



Jimmy PANYUMBE LUKA

CC. Clerk Senate Assembly
CC. Leader of Minority National Assembly
CC. Leader of Minority - Senate Assembly



FIRST SCHEDULE

(r. 8(1))

NOMINATION OF PARTY NOMINEE FORM FOR ELECTION OF A
MEMBER OF THE EAST AFRICAN LEGISLATIVE ASSEMBLY

I, the undersigned, being the party leader of the party shown below hereby certify the nomination of the under mentioned person as a candidate at the said election.

<i>Candidates name in full</i>	<i>Address</i>	<i>Occupation or description</i>
JIMMY PARNYUMBE LUKA	382 NAROK COUNTY	DISABLED REPRESENTATIVE NAROK COUNTY

Full names: JIMMY PARNYUMBE LUKA

Party: GRANGE DEMOCRATIC MOVEMENT

Signature of the party leader:

And I, the aforesaid JIMMY P. LUKA

do hereby consent to my nomination as a candidate for the election as a member of the East African Legislative Assembly and hereby certify that I am in all respects qualified for nomination as such candidate.

I have attached herewith

- (a) a photocopy of my national identity card/passport; and
- (b) my detailed curriculum vitae showing my educational and other qualifications.

Signature of candidate: 

15/02/2017

THE COUNTY SECRETARY,
NAROK COUNTY GOVERNMENT.
P.O.BOX 898 NAROK.

RE: RESIGNATION LETTER

I write this letter to tender my resignation as an employee in your Organization. I am leaving the Organization work of a social welfare officer in the Narok County Government to run for a political office in keeping with the ODM Party/IEBC requirements for Public servants to quit office at least 6months in advance so as not to influence Public opinion.

I have performed my duties diligently and no complain that has ever been lodge against me in my capacity as a representative of the PWDS Narok County. The ODM Party promised to sponsor my campaign and it was the instigation of the Party that I resigned from the employment upon the ODM Party a agreeing to sponsor me and facilitate my campaigns with an unequivocal undertaking that should I lose the election I shall be nominated to either Parliament or County Assembly as a person with Disability.

Thanks in advance for accepting my resignation.

Yours faithfully,



JIMMY P. LUKA

CC. IEBC
CC. ODM PARTY

Mr. Lenaroshi

for the Joint Committee.
04/12/17

Justus O. Mochache
Box 7331-00200
NAIROBI

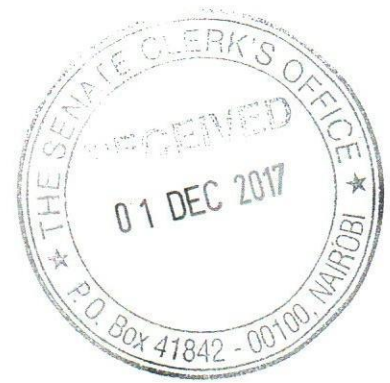
Email Justus.Mochache@jkcw.co.ke
01/12/2017.

THE CLERK OF THE SENATE /
SECRETARY TO THE PARLIAMENTARY
SERVICE COMMISSION /

PRESIDING OFFICER - ZALA

P.O. Box 41842 - 00100

NAIROBI



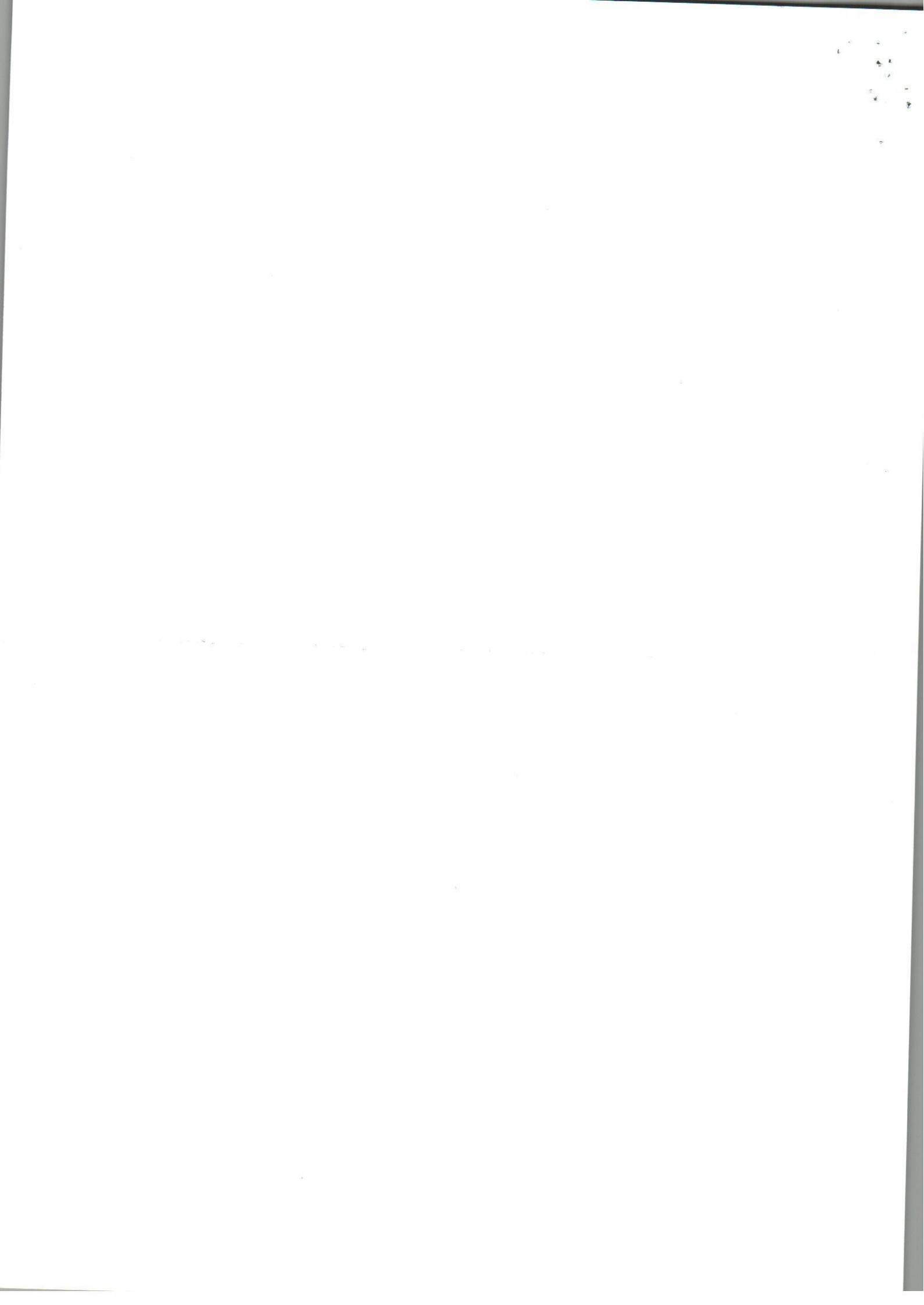
Dear Sir,

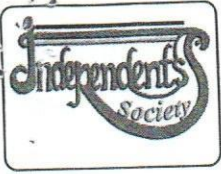
RE: NOMINATION AS A MEMBER OF THE EAST
AFRICAN LEGISLATIVE ASSEMBLY

I submitted my application for consideration
as a member of the East African Legislative
Assembly and was duly nominated by my
party AMANI NATIONAL CONGRESS (ANC) of the
NASA coalition. I got the information of my
clearance from the party around 3:30 pm

on the nomination day - 30/11/2017; at that time
I was at Busia border on my way home.
After consultation on phone between the Deputy
Minority leader (Senate) Hon. Petronila Wero
and the Clerk of the assembly I was
informed to travel to Nairobi.

On arrival today 01/12/2017 at around 12 noon, just to
attend in my nomination papers, I was informed
from the office of the clerk that I was time
barred. It was not my fault.
I kindly and humbly request through your office
to the ^{Parliamentary} Joint Select Committee of the East African
legislative assembly to consider my case and give
me an hearing and accept my papers.
Yours sincerely, Justus Mochache





INDEPENDENTS SOCIETY



Mwanzo Mpya !

P.O.BOX 9759 - 00100 Nairobi

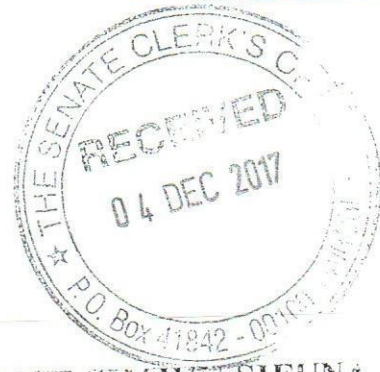
Tel: 020 2652466 , 0728 22 77 99, 0789 447166

email:indepentsociety@gmail.com email:indepentsociety@yahoo.com

Ref No _____
4th December 2017

Date _____

The Secretary,
Joint Committee on Nominations to EALA
Parliament Buildings
PO Box 41842-00100
NAIROBI



Dear Sir,

**RE: COMPLAINT FROM HON LAWRENCE SIMIYU SIFUNA
ABOUT NOMINATION OF AN INDEPENDENT TO BE MEMBER
OF THE EAST AFRICAN LEGISLATIVE ASSEMBLY 2017**

I write as an official of the registered Independents Society who co-ordinate it activities in Kenya.

I was proposed by my society to be nominated as a member of the East African Legislative Assembly during it National Delegate Convention held at the Professional Centre on 7/7/2017. I wrote a letter attached hereto to the Speaker of the National Assembly on 19/09/2017 and kindly requested the Clerk to keep me posted on the matter. The matter was later advertised in the daily papers.

On 15/11/2017, I made my complete application for the nomination through the office of the Clerk of the National Assembly which we also attach hereto comprising of the First Schedule form, my CV and also attached my a photocopy of my ID Card. My Chairman also delivered he attached letter to the Clerk's office on the formula contained in the East African Legislative Assembly Elections Act 2011 on how to conduct the elections.

I embarked on the journey to come to Nairobi from Bungoma on 30/11/2017, unfortunately the public transport I was using broke done at Webuye and could not connect to come and arrive in time in person ad deliver the papers I had previously left in the Clerk. Accordingly, my application remained in his office and he is one of Returning Officers in the election where they remain up to today such that the photocopies I have attached have come from my copies.

Independents for integrity, peace and prosperity



I would kindly request you to consider my application having been nominated by the Independent movement. I am prepared to appear before you, at short notice, when you meet to confirm my application. Let me also say that the matter is very important, in terms of having a tested member of EALA to be decided by the vehicle breakdown and the failure to forward my duly completed application which I had lodged before in the Clerk' Office.

We thank you for your assistance.

Yours faithfully,


Hon Lawrence Sifana

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INDEPENDENTS SOCIETY



Mwanzo Mpya !

P.O.BOX 9759 - 00100 Nairobi Tel: 020 2652466 , 0728 22 77 99, 0789 447166
email:indepentsociety@gmail.com email:indepentsociety@yahoo.com

Ref No _____
27th November 2017

Date _____

The Clerk of the National Assembly
Parliament Buildings
PO Box 40842-00100
NAIROBI

Dear Sir,

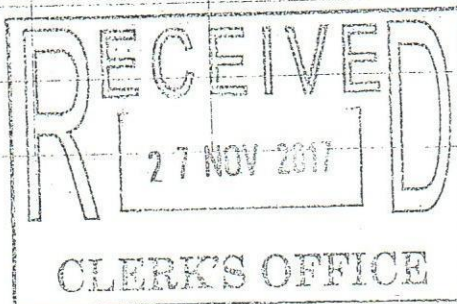
**RE: NOMINATION BY THE INDEPENDENTS TO THE EAST
AFRICAN LEGISLATIVE ASSEMBLY 2017
HON LAWRENCE SIMIYU SIFUNA 2017**

We would request strict adherence to the law as you process the applications which have been filed with you for the Kenya's representatives to EALA. We make this request because we have noted with great concern the tendency of some parties and groupings to overstate their share of the seats, something which is not justified by the number of the National Assembly seats they hold or the applicable formula in the parliamentary elections.

No.	PARTY/IND	FORMULA	SEAT Nos	HIGHER FRACTION	REMARKS
1	JUBILEE	$\frac{9 \times 141}{290} = 4.3758$	Nos. 1, 2, 3 & 4	No. 9	Jubilee gets seat No. 9 just ahead of ANC by 0.0034
2	ODM	$\frac{9 \times 62}{290} = 1.9241$	No. 5	No. 6	
3	WDM-K	$\frac{9 \times 19}{290} = 0.5896$	No. 7		
4	IND	$\frac{9 \times 13}{290} = 0.4034$	No. 8		
5	ANC	$\frac{9 \times 12}{290} = 0.3724$			

Yours faithfully,

Hon Wanyiri Kihoro



Independents for integrity, peace and prosperity

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INDEPENDENTS SOCIETY



Mwanzo Mpya!

P.O.BOX 9759 - 00100 Nairobi Tel: 020 2652466; 0728 22 77 99, 0789 447166
email:indepentsociety@gmail.com email:indepentsociety@yahoo.com

Ref No _____

Date _____

15th November 2017
The Clerk of the National Assembly
Parliament Buildings
PO Box 40842-00100
NAIROBI

Dear

**RE: NOMINATION BY THE INDEPENDENTS TO THE EAST
AFRICAN LEGISLATIVE ASSEMBLY 2017
HON LAWRENCE SIMIYU SIFUNA 2017**

Greetings from all of us at the Independents Society, we being the registered representative of the Independents, having been so registered on 23rd August 2012.

We refer to the above matter where you have recently indicated that time has come to consider nominations to the 4th East African Legislative Assembly EALA. We are happy to inform you that the Independents have nominated Hon. Lawrence Simiyu Sifuna to be the Independent candidate in the parliamentary elections. We are forwarding to you his *Curriculum Vitae* to confirm that our nominee is suitable and very experienced in public affairs and representation of all our people. He comes from Bungoma County where during the recent General Elections, the County elected one Independent MP and seven (7) Independent MCAs of the Bungoma County Assembly. We thank you in advance for your assistance.

Yours faithfully,

Hon Wanyiri Kihoro
Chairman/National Convenor of the Independents

Enclosures

1. Hon L.S. Sifuna's CV
2. Prescribed Form under the Second Schedule, The East African Legislative





FIRST SCHEDULE

NOMINATION OF INDEPENDENT CANDIDATE FORM FOR
ELECTION OF A MEMBER OF THE EAST AFRICAN
LEGISLATIVE ASSEMBLY

I, the undersigned, being a person independent of a party do hereby present myself as a candidate for election as a member of the East African Legislative Assembly and do certify that I am in all respect qualified to be elected as such. The following are my particulars -

<i>Name in full</i>	<i>Address</i>	<i>Occupation</i>
Hon Lawrence Simiyu Sifuna	PO Box 1009 -50200 BUNGOMA Tels: 0722 417079, 0707 160 763. 0739 95 9777, Email: lawsifuna46@gmail.com	Professional accountant, Former legislator & businessman. See attached CV

I have attached herewith:-

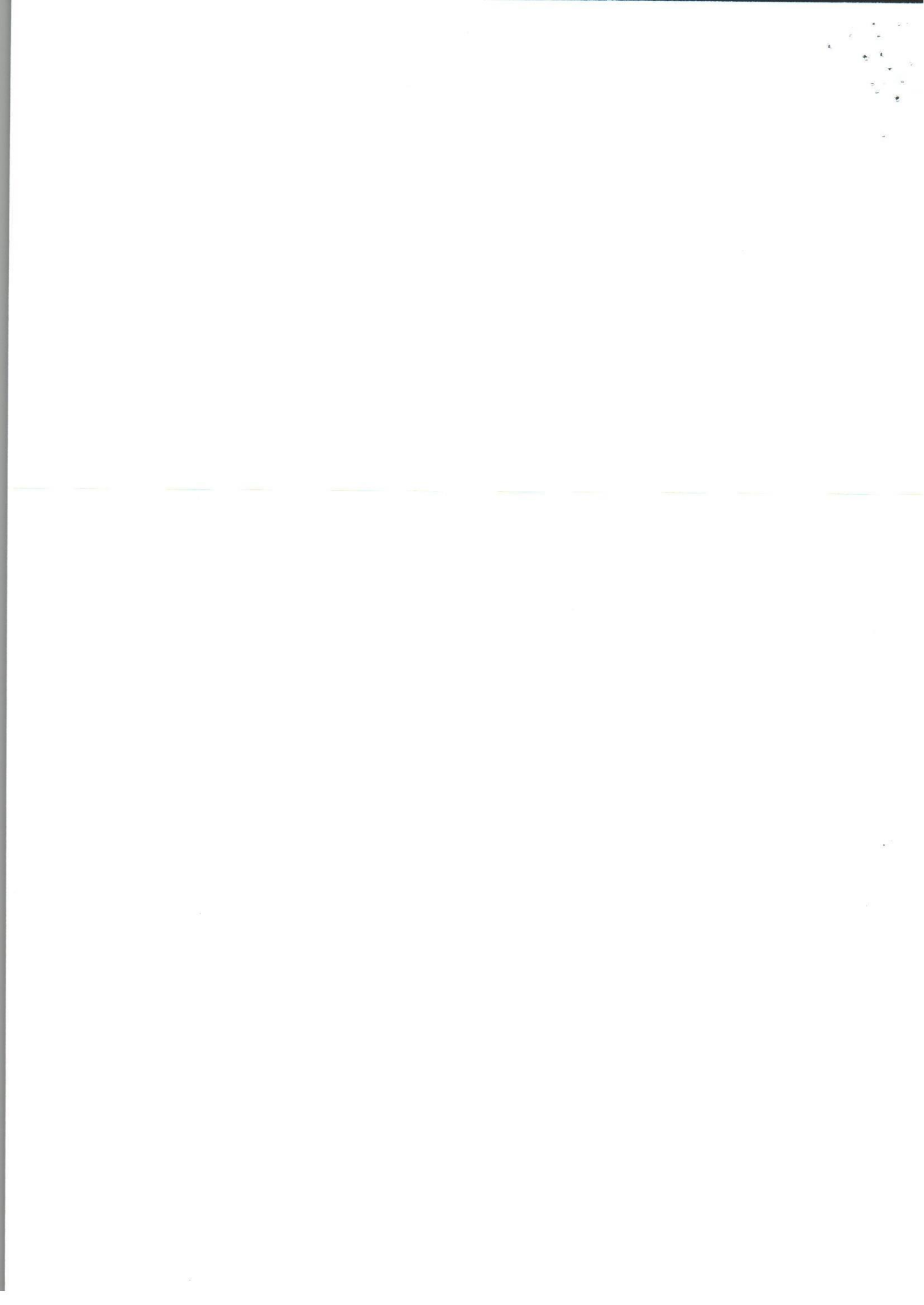
- (a) a photocopy of my national identity card; and
- (b) My detailed curriculum vitae showing my educational and other qualifications.

Signature of candidate



Dated at NAIROBI this ^H16 day of NOV 2017.

JUSTIN MUTURI
Speaker of the National Assembly



CURRICULUM VITAE

PERSONAL DETAILS

Name HON. LAWRENCE SIMIYU SIFUNA
Age 71 Years
Marital Status Married
Permanent Address P. O. Box 1009 - 50200
Bungoma - Kenya
Contact 0739 959 777 / 0722 417 079 / 0707 160 763
Email lawsifuna46@gmail.com

OBJECTIVES

To be an inspiration to others and of great value to a Community, Company or a Team by contributing to the overall success of any project by using the knowledge and experience /expertise I have gathered overtime.

PROFESSIONAL QUALIFICATIONS

Am a qualified and a fellow member of Institute of Chartered Accountants (F.C.A), U.K.

I am a qualified and fellow member of Institute of Administrative Accountants and Data Processing (F.I.A.A.), U.K.

EDUCATION BACKGROUND

Passed School Certificate Examination in 1966.

WORKING EXPERIENCE

- (1) I was Board Chairman of Nzoia Sugar Company Ltd which is a State Corporation as from July 2011 to 3rd September 2012 when I resigned to vie for Senatorial seat in Bungoma County.
- (2) Worked with various Local and International Companies as Financial Controller / Company Secretary viz:
 - * Zim Israel Shipping Line P.L.C - Mombasa
 - * Windmill Fertilizers P.L.C. / MEA Ltd - Nakuru
 - * All African Conference of Churches - Nairobi

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POLITICAL WORKING EXPERIENCE

- 1979 - 1983 A Member of Parliament for Bungoma South Constituency
- 1984 - 1988 A Member of Parliament for Kanduyi Constituency and Government Chief Whip (K.A.N.U)
- 1992 - 1997 A Member of Parliament for Kanduyi Constituency and Opposition Chief Whip (Ford Asili)
- 1998 - 2002 A Member of Parliament for Bumula Constituency and Opposition Chief Whip (Ford Kenya)

OTHER PARLIAMENTARY / CONFERENCES / COMMITTEES

- a) I was a member of House Business Committee.
- b) I was a member of Public Accounts Committee.
- c) I was a member of Public Investment Committee.
- d) I represented Kenya Parliament during Inter- Parliamentary Union Conference (I.P.U) held in Rome (ITALY) in Nov. 1982.
- e) I represented Kenya Parliament in 1984 and the year 2000 during commonwealth Parliamentary Association (C.P.A) in London.

REFEREES

AVAILABLE ON REQUEST.

DATED : NOV, 2017

SIGNED :


HON. L. S. SIFUNA

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JAMHURI YA KENYA

REPUBLIC OF KENYA



SERIAL NUMBER: 227181498

ID NUMBER: 16001218

FULL NAMES

LAWRENCE SIMIYU SIFUNA

DATE OF BIRTH

1946

SEX

MALE

DISTRICT OF BIRTH

BUNGOMA

PLACE OF ISSUE

KANDUYI

DATE OF ISSUE

12. 07. 2010

HOLDER'S SIGN



Handwritten signature



DISTRICT
BUNGOMA
DIVISION
KANDUYI
LOCATION
BUKUSU EAST
SUB-LOCATION
WEST SANGALO

N. 0016001218S

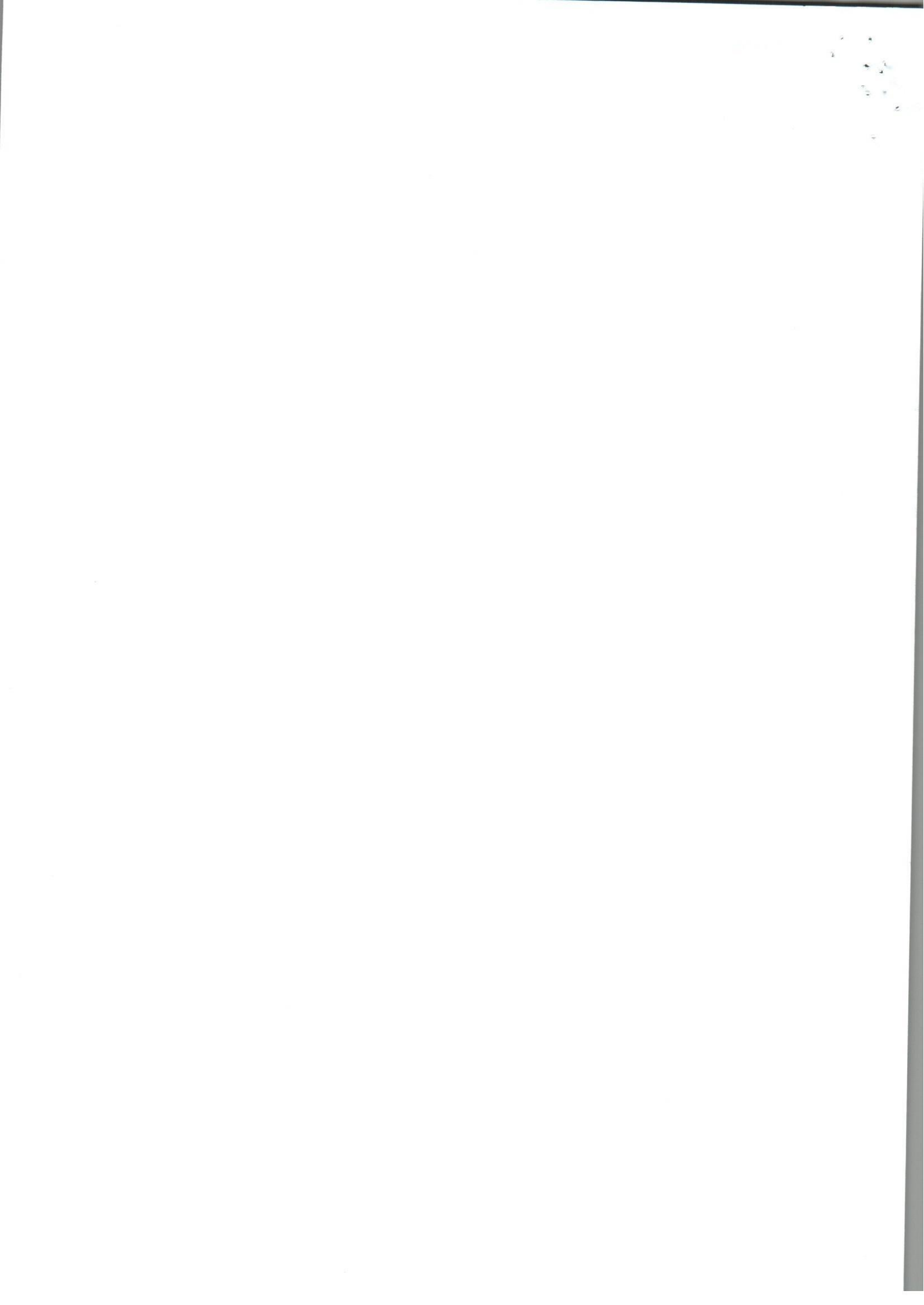
PRINCIPAL REGISTRAR'S SIGN



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LAWRENCE<SIMIYU<SIFUNA<<<<<<<<

ANNEX 9: ATTENDANCE REGISTER ON THE NOMINATION PROCESS



PARLIAMENT OF KENYA

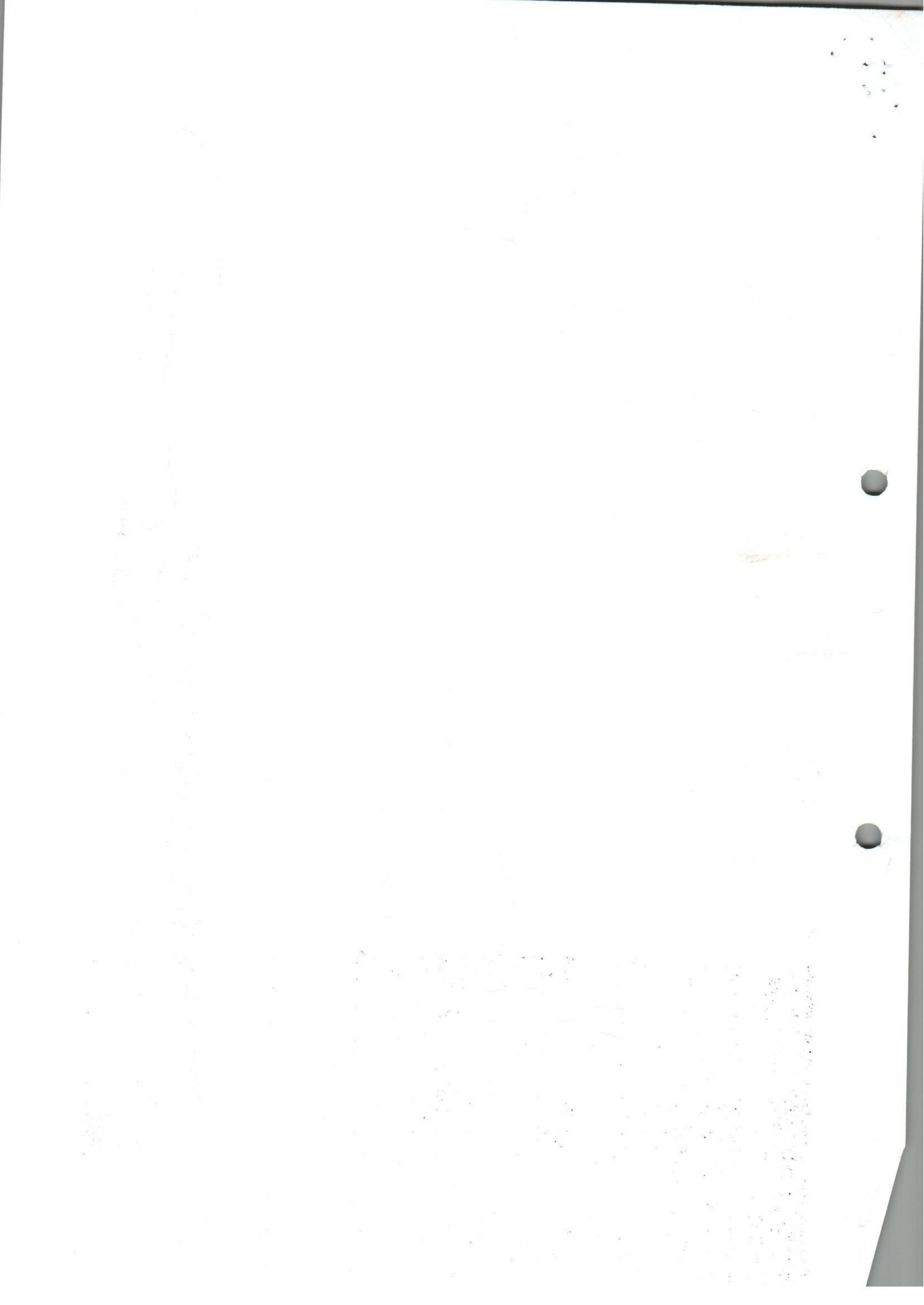
NOMINATION OF MEMBERS TO THE EAST AFRICAN LEGISLATIVE ASSEMBLY


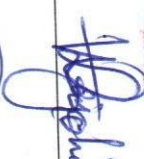








NOMINATION DAY - THURSDAY, 30TH NOVEMBER, 2017

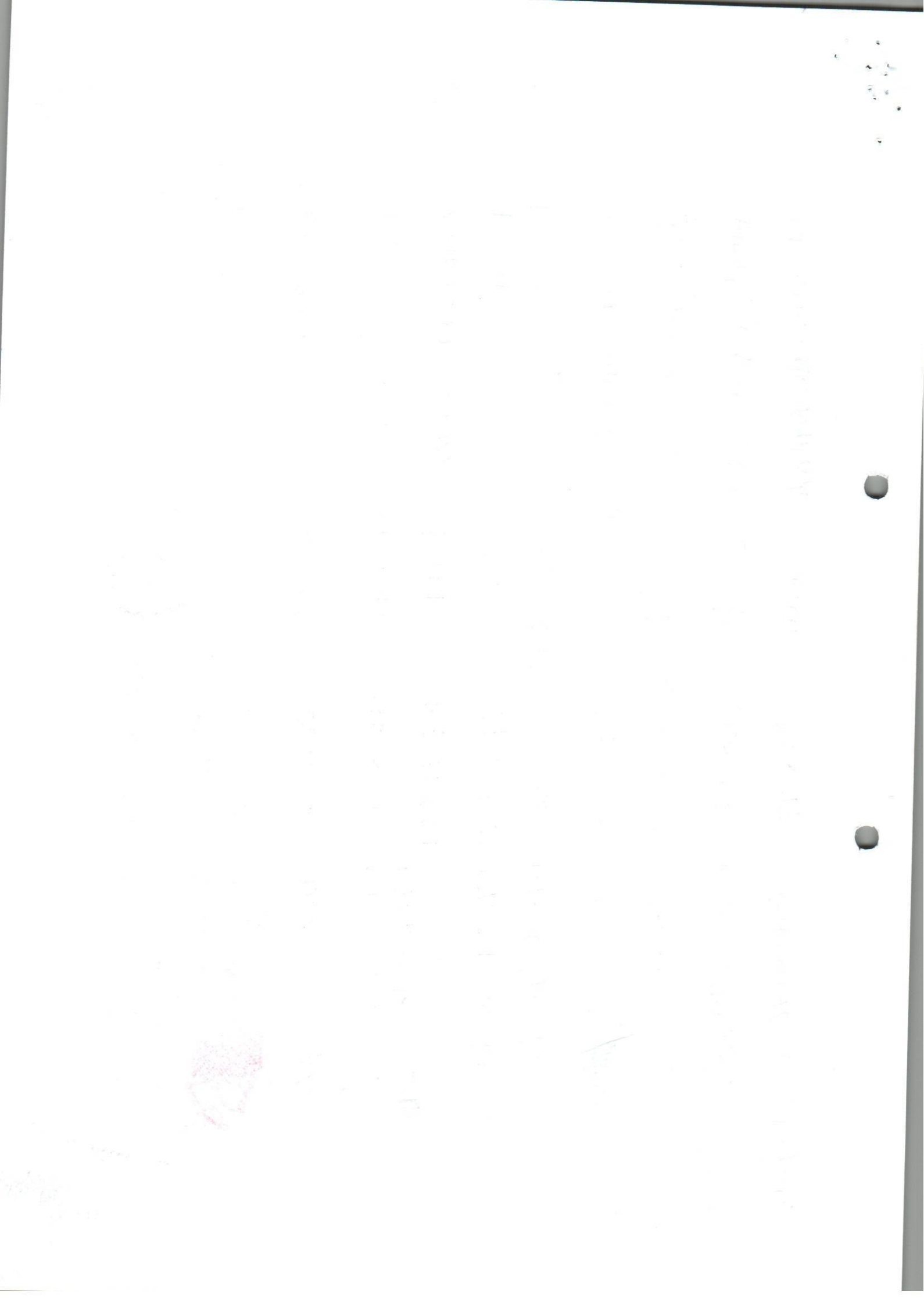
ATTENDANCE REGISTER

S/No	Name	Political Party/Independent	ID No.	Signature
0125 0587121	1. HELENY WAKOGE	INDEPENDENT	A022319 (PP)	
	2. MUKINDI MURUGITA	INDEPENDENT	28039411	
0722894267	3. ABDULLAH KASSIM	INDEPENDENT	B158202	
0722572200	4. JETHRO KIBET CHEBOI	INDEPENDENT	25765133	
0127-622891	5. BEN DUNCAN MURAGI NDEGURU	INDEPENDENT	7039426	
0728 7566926	6. CHEMUTOP KENSI TANOGI	INDEPENDENT	13010303	
0726309164	7. MOHAMED SHEKH ADEL	INDEPENDENT	0022261	

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S/No	Name	Political Party/Independent	ID No.	CELL PHONE No.	Signature
8.	M' AKWALU JOHN KUBAI	INDEPENDENT	25027408	0718250750	
9.	ERIC MANDOH GATHELA	INDEPENDENT	20005937	0705350344	
10.	DAMELA O. AINA.	INDEPENDENT	12458941	0721394632 0724380018	 ZGN
11.	ABUBAKAR ZEIN	ODM	8375661	0723818548	
12.	BETH STENGO	ODM	7435755	0723818548	
13.	ESTHER WILAMBUI MIANO	INDEPENDENT	3374626	0727664598	
14.	Hon Simon Mbacha	Justice	13308633	6722518334	
15.	Hon Adan M. Ngeou.	Justice	0209144	0722526373	
16.	Hon Mpora Abul' Tuleiret	Justice	2505927	0722-741-731	
17.	CHARLES AYIKO NYAGAE	Justice	7128597	0716550572	



S/No	Name	Political Party/Independent	ID No.	CELL PHONE No.	Signature
18.	Hon Najika Nuria	JUBILEE	14476590	0795718043	
19.	Hon. ABDUKAZI ALI HADJI	JUBILEE	10028729	0728 581908	
20.	EUNICE KARANTA	JUBILEE	10961219	0726223337	
21.	Elizabeth Mangwi	Jubilee	25339372	0722233206	
22.	Douya Douce Muni	Jubilee	22462539	0720248773	
23.	Florence J. Seson	Jubilee	22257167	0722 4426 92	
24.	Ignace C. Masit	Jubilee	80329820	0722 5224 99	
25.	Bsp. Jackson Kosgei	Jubilee	4019786	0722 114705	
26.	Hon. Felina Mwachira	ODM	33246825	0732-284166	
27.	G. David KESAMA KOSGEI	INDIPENDENT	2428670	0725235823	

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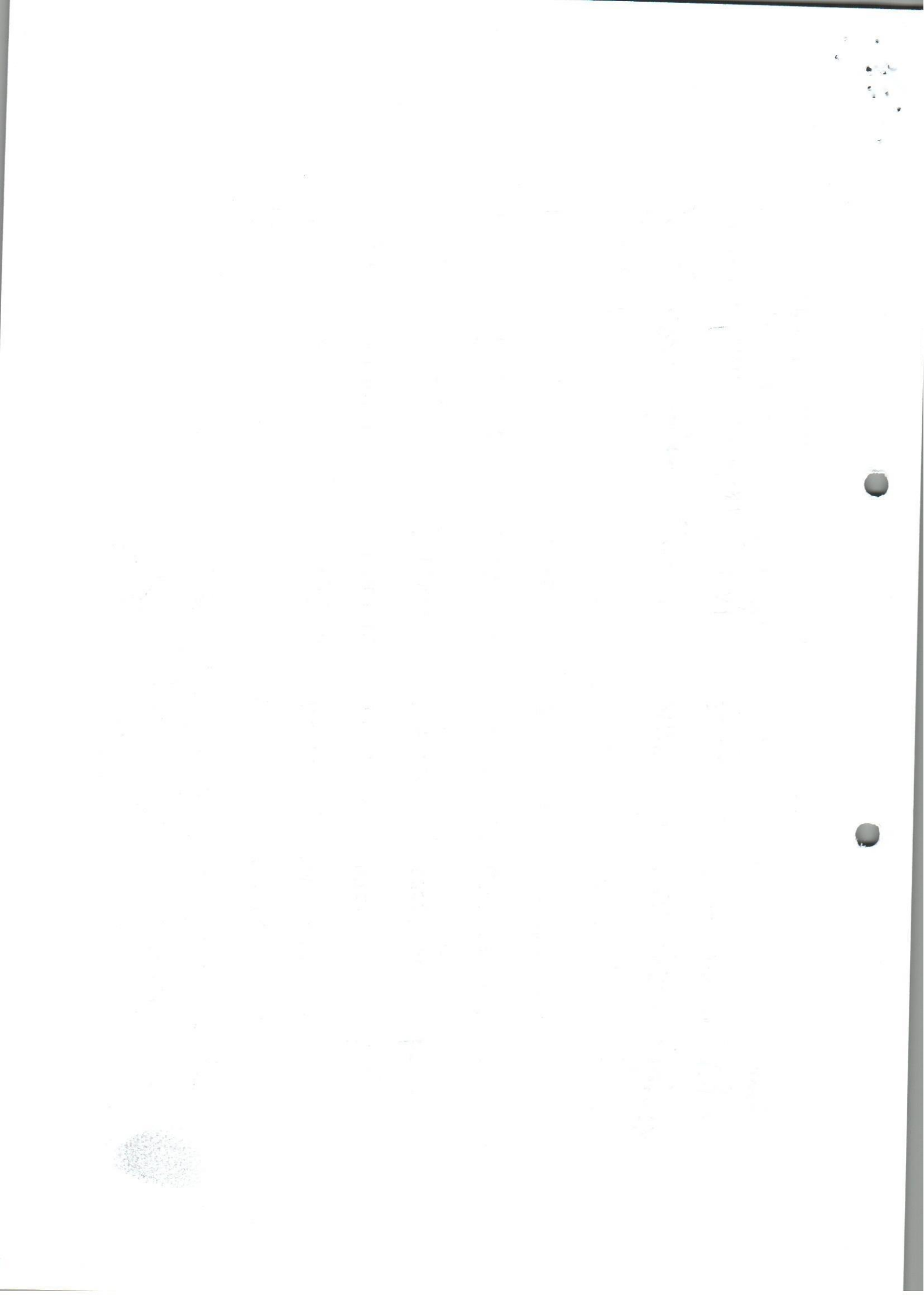
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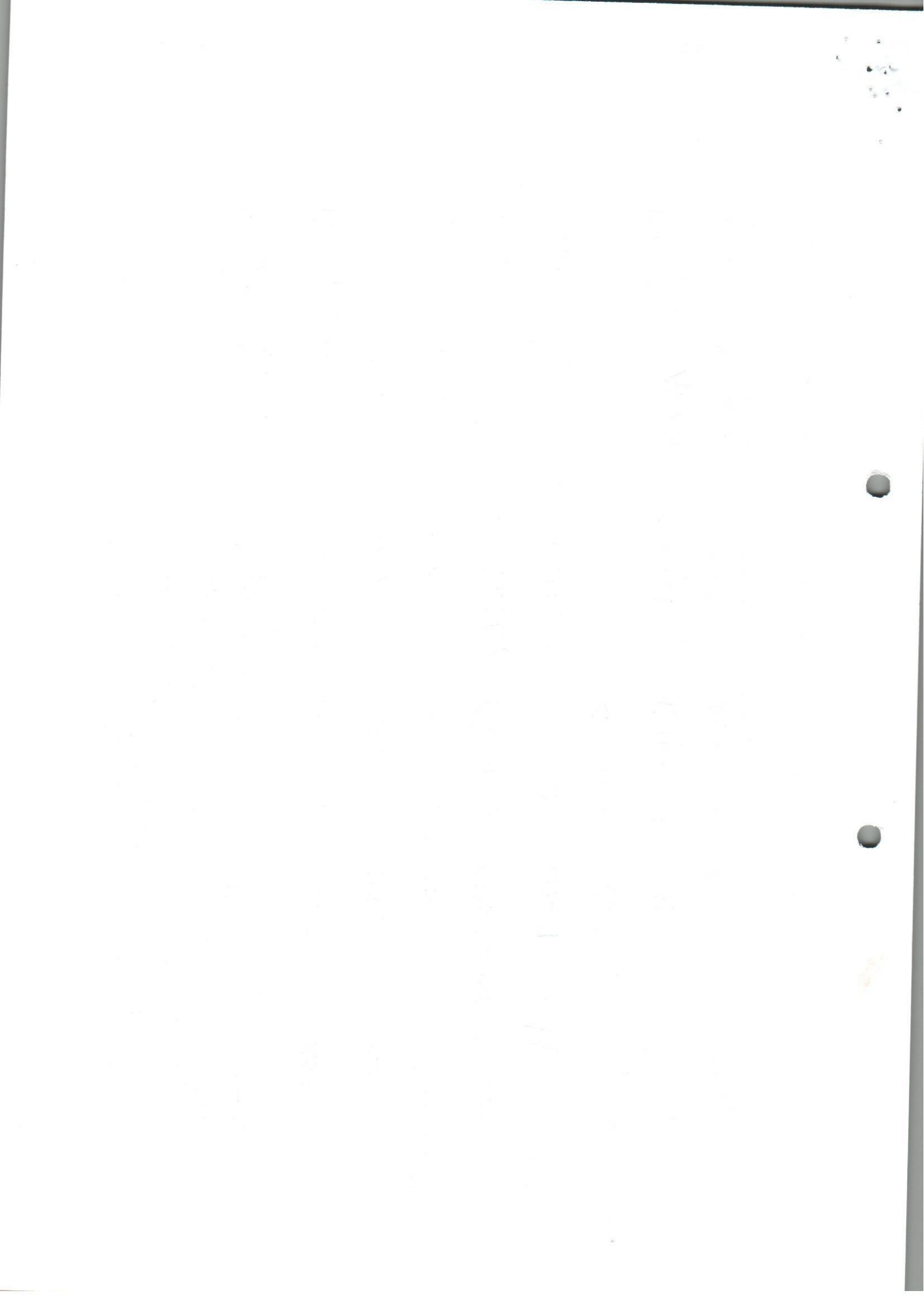
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S/No	Name	Political Party/Independent	ID No.	CELL PHONE No.	Signature
28.	Kirkosack Evans	Independent	25569897	0713962711	
29.	Kennedy Musyoka	WIPER (NASH)	248000003	0722741009	
30.	Winfred mutua	WIPER	20603425	0712476360	
31.	Norman Magaya	NASH	23127829	0721733453	
32.	Hon. M. Sheikh Aden Fakhre	INDEPENDENT	0974091	0725711111	
33.	HON DR. HUMPHREY NJABUNDA	INDEPENDENT	1831312	0722740188	
34.	JUSTIN BUNDI	SURUJE	4828645	0725526292	
35.	HON. ABDIKADIR OMAR ADEN	ODM	13116397	0722228189	
36.	HON. OBUKU DAINGA	ODM	0637188	0737092809	
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S/No	Name	Political Party/Independent	ID No.	CELL PHONE No.	Signature
38.	Matthew Gane Moberot	ANOC	8997551	072950050	
39.	Arbe Meariri	Julia	0316548	07395285	
40.	Key Maviala	OHV	0563313	0722653300	
41.	Tom P.m. Siale	INDEPENDENT	11278372	0702603950	
42.	TIMOTHY AYIEKO	INDEPENDENT	16070612	072440400	
43.	Billy BAKIAR	INDEPENDENT	22440730	0720884084	
44.	NGONHO GICHURU	INDEPENDENT	33912105	0795449960	
45.	Myruth Mwanji	INDEPENDENT	24988745	0724226186	
46.	ANGELA MURRAYA	WIDER	1472556	07122944760	
47.	CHRISTINE WAKUSA	INDEPENDENT	22412129	0722625524	

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S/No	Name	Political Party/Independent	ID No.	CELL PHONE No.	Signature
48.	JOHN PETER MDHUNE D N G, N 50	INDEPENDENT	3327272	0727560794	
49.	KHURRICE MANGONDA	INDEPENDENT	25961392	0727445511	
50.	JULIE MAWERAY	INDEPENDENT	2264 8302	072035 8192	
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PARLIAMENT OF KENYA
NOMINATION OF MEMBERS TO THE EAST AFRICAN LEGISLATIVE ASSEMBLY
NOMINEES INSPECTION DAY - FRIDAY 1ST DECEMBER, 2017
ATTENDANCE REGISTER

S/No	Name	ID No.	CELL. PHONE No.	Signature
1.	JUSTUS O. MUTHARE	663 83844	0722 460462	
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ANNEX 10: REGISTER – NOMINEES INSPECTION DAY



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PARLIAMENT OF KENYA

NOMINATION OF MEMBERS TO THE EAST AFRICAN LEGISLATIVE ASSEMBLY

NOMINEES INSPECTION DAY - MONDAY 4TH DECEMBER, 2017

ATTENDANCE REGISTER

S/No	Name	ID No.	CELL. PHONE No.	Signature
1.				
2.	HON. LAWRENCE SIFUNA	16001218	0722417079	
3.	HON WAMUKI KITHORO	1241051	0722 212 836	
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