

# **GRAND DREAM DEVELOPMENT PARTY**



## **THE CONSTITUTION *OF***

### **GRAND DREAM DEVELOPMENT PARTY**

# GRAND DREAM DEVELOPMENT PARTY

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# GRAND DREAM DEVELOPMENT PARTY

## PREAMBLE

Grand Dream Development Party exists to nature and upholds a free, fair and open society, in which we seek to balance the fundamental values of liberty, equality and community, and in which no one shall be enslaved by poverty, ignorance or conformity. We champion the freedom, dignity and well-being of all Kenyans to recognize and respect their right to freedom of conscience and their right to develop their talents to their full. We aim to foster diversity and to nurture creativity.

**We believe that the role of the state is to enable all citizens to attain these ideals, to contribute fully to their communities and to take part in the decisions which affect their lives.**

Consequently, we the members of Grand Dream Development Party, reaffirming our dedication to equality, social and economic justice, community, solidarity and freedom, do hereby adopt and give ourselves and bestow to our descendants this constitution.



# GRAND DREAM DEVELOPMENT PARTY

## ARTICLE 1: ESTABLISHMENT

- 1.1 There is hereby established a political Party known as the GRAND DREAM DEVELOPMENT PARTY hereinafter referred to as “The Party” or “GDDP” registered as a political Party under The Political Parties Act, Laws of Kenya.
- 1.2 The Party’s vision is to build a Kenya where every citizen has equal opportunities and participates fully in the development of the country.
- 1.3 GDDP’s Mission is to empower the people of Kenya by promoting democracy, unity and development.
- 1.4 The Party subscribes to an Ideology of inclusive socio-economic and political development, promoting both equitable participation and sustainable growth for all citizens.
- 1.5 The Party is committed to promoting and upholding the national values and principles of governance as enshrined in Article 10 of the Constitution of Kenya, which include patriotism, national unity, democracy, participation of the people, rule of law, human rights, equality, equity, social justice, inclusiveness, equality of opportunity, and sustainable development.
- 1.6 The Party colors shall be White, Gold, Blue and Red.
- 1.7 The Party slogan shall be [Wisdom, Peace & Struggle – We will attain our dreams]
- 1.8 The Party logo shall be a sack labelled GDDP Dreams.

## ARTICLE 2: AIMS AND OBJECTIVES

- 2.1 To build a society in which every citizen shall possess liberty, property and security and none shall be enslaved by poverty, ignorance or conformity.
- 2.2 To draw towards the Party all of those who share its vision and value their contribution whether as members, activists, supporters or voters.
- 2.3 To form the Government of the Republic of Kenya either as a party or as a member of coalition of parties both at the National and County levels.
- 2.4 To build community solidarity, a common sense of belonging and a willingness to work for the common good in the local and the wider community.
- 2.5 To ensure that all Kenyans enjoy basic human rights, including the right to shelter, to an adequate standard of living, to proper levels of health care and to education.
- 2.6 To advance the values and objectives as set out in the Constitution of Kenya.

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2.7 To tackle the underlying conditions which generate the systematic and deeply rooted inequality which Kenyans experience.

## ARTICLE 3: REGISTERED OFFICE AND PARTY BRANCHES

3.1 The registered head office of the party shall be at Embassy House, Harambee Avenue 1<sup>st</sup> floor, room 106 in Nairobi County or at any other place as may be decided by the National Executive Committee.

3.2 The Party shall establish and maintain functional branches at the county level in at least twenty-four (24) Counties and sub-branches at the Constituency and Ward levels in the Republic of Kenya.

3.3 The Party may establish Diaspora branches to facilitate the participation of Kenyans abroad.

3.4 The branches and Sub-branches shall be responsible for member recruitment, grassroots mobilization, and implementing Party policies at the local level.

3.5 The branches and sub-branches shall have office administrators who shall be required to report to the Executive Director at the headquarters.

3.6 The Party's website shall be <https://gddp.ke>

3.7 The Party's official Email Address shall be [info@gddp.ke](mailto:info@gddp.ke)

## ARTICLE 4: MEMBERSHIP

4.1 Any citizen of Kenya of the age of eighteen years and above and who accepts to adhere to the objects, policies, programmes, directives and discipline of the Party shall be eligible to be a member of the Party;

4.2 Those eligible and desiring membership of the Party may apply either verbally or in writing to the Party Constituency Management Committee or directly to the National Executive Committee.

4.3 The National Executive Committee may, in appropriate cases refuse an application from any person whose conduct is deemed to be unworthy as a member of the Grand Dream Development Party.

4.4 Each member of the Party shall on registration pay a fee as determined by the Party from time to time; and

4.5 A member of the Party shall pay an annual subscription as determined by the Party from time to time.

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4.6 Pursuant to Section 34C of the Act, the Party shall maintain a digital and physical register for all registered members containing:

- Full Name and National ID/Passport Number;
- Gender, Ethnicity and County Residence;
- Disability Status (if any)
- Date of Admission and Membership Category.

4.7 The Register shall be updated quarterly (every 3 months) and verified by the National Secretariat.

## ARTICLE 5: TERMINATION/CESSATION OF MEMBERSHIP

5.1 A member/official may resign by giving **thirty (30) days' notice** in writing to the Secretary General pursuant to Section 34C (i)(e) of the Political Party's Act. Resignation is effective upon receipt of the notice by the Party or the Registrar of Political Parties.

5.2 A person who is a member of Grand Dream Development Party shall be deemed to have resigned from the Party if he/she:

- a) forms another political party
- b) joins in the formation of another political party
- c) joins another political party
- d) in any way or manner publicly advocates for the formation of another political party or
- e) promotes the ideology, interests or policies of another political party; or campaigns for another political party
- f) contravenes the Party aims, policies, and objectives, the Code of Conduct or the Pledge of Commitment.
- g) Are expelled following a disciplinary process;
- h) Pass away.

5.3 A person who ceases to be a member shall not be entitled to refund of any subscriptions by him or her and will remain liable to pay such subscriptions and any other Party dues from him or her as the member may not have paid to the party.

## ARTICLE 6: CATEGORIES OF MEMBERSHIP

6.1 The party membership shall be categorized as follows:

- Life membership
- Affiliated membership
- Ordinary membership

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- Honorary membership

6.2 Life membership shall be open to individuals upon payments of the fees liable to be paid by life members as set by the National Executive Committee.

6.3 Affiliate membership shall be open to an organization or group of persons which subscribes to the party's policies, ideologies, principles, aim and objectives.

6.4 Ordinary membership shall be open to individuals upon payment of the standard admission and subscription fees as determined by the National Executive Committee.

6.5 Honorary membership may be granted to any person who has demonstrated unwavering commitment to the policies, ideologies, principles, aims and objectives of the party

6.6 A member may change from one membership to another provided that he / she has met the requisite conditions of such membership.

## ARTICLE 7: RIGHTS AND DUTIES OF MEMBERS

### 7.1 Rights of Members.

Every member of the party has the right:

- To actively participate in party activities.
- To educate other Kenyans and be educated on all policies and assets of the party and to cause the party to be known by the Kenya public.
- To participate in the formulation of party policies, manifestos and guidelines by offering suggestions through any party organ.
- To take part in party elections and seek to be elected or appointed in any committee, organ or delegation or nominated as a candidate for the party in any elections subject to the provision of the constitution.
- To information of the caucuses as per the rules and regulations of the National assembly, Senate and County assemblies.

### 7.2 Duties of members

Every member of the party has the duty:

- To publicize the party, its policies, programmes, activities, principles and ideologies to the Kenyan public.
- Offer any required lawful service to the party and its candidates as and when requested.
- To promote, protect and defend the unity of the party.

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- iv. To support the party financially through promptly paying subscription fees liable to be paid as well as through making gifts, donations and participating in party fund-raising activities.
- v. To support, actively campaign for the party and publicize the party's candidates at all levels of elections, notwithstanding the loss of their preferred candidate during party nominations.
- vi. To discharge their civic duties of registering as a voter, voting during national and county elections and if interested in leadership to avail themselves for nominations to contest for such positions on the party ticket.
- vii. To follow and support the leadership of the party and be loyal to the party's principles and ideals.
- viii. To abide by the party constitution, rules and regulations.

## ARTICLE 8: THE PARTY STRUCTURE

### 8.1 Composition of the Organs.

- **National Delegates Convention (NDC):** The supreme decision-making organ.
- **National Executive Committee (NEC):** The administrative body.
- **County Executive Committee (CEC):** Manages County affairs.
- **Constituency Management Committee (CMC):** Manages Constituency & Ward affairs.
- **National Elections Board (NEB):** Manages Party's Elections.

### 8.2 Filling Vacancies

Should a vacancy arise in the NEC or any governing body due to death, resignation, or removal, the NEC shall appoint a member in an acting capacity until the next NDC meeting, ensuring the two-thirds gender rule and representation of marginalized groups.

### 8.3 Functions of the party organs

#### 8.3.1 The National Delegates Convention

There shall be the National Delegates Convention (NDC) which shall be the highest organ of the Party and shall comprise of the following:

- i. All national officials;
- ii. The Party Leader;
- iii. All Party Members of the National Assembly and the Senate who are not Party officials;
- iv. All Party Governors and deputies who are not Party Officials;
- v. At least two (2) CEC officials from each County.

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b) The NDC shall have the following powers, duties and obligations:

- i. To determine the Party policies
- ii. To review, formulate and/or approve all the policies of the Party
- iii. To elect from among the eligible members of the Party the National Officials of the Party as provided in this Constitution;
- iv. To nominate the Party Candidate for Election of the President and the Deputy President of the Republic of Kenya;
- v. To consider, amend, modify or ratify, if necessary, the Constitution of the Party;
- vi. To receive, examine and approve the annual report and audited accounts of the Party;
- vii. To appoint other committees within the Party as and when it deems it necessary for the specific tasks, and also stipulate and outline their terms of reference and reporting procedures;
- viii. To receive regular reports from the National Executive Committee on party operations;
- ix. To appoint an independent and competent National Elections Board as stipulated hereinafter;
- x. To make, amend and or revise the By-Laws, rules and regulations as required, for regulating the affairs of the Party;
- xi. To appoint the Trustees of the Party as provided, hereinafter;
- xii. To consider any such other items as may be referred to it by the NEC;
- xiii. To receive the Party Manifesto from the National Executive Committee for Scrutiny, amendments and/or approval.

(c) An ordinary session of the NDC shall be held at least once every five (5) years at a place and date to be determined by NEC.

- i. The notice of the meeting shall be sent out by the Party Leader at least six weeks before such date.
- ii. The agenda shall be communicated by the Secretary General to all delegates at least 21 days before the date of the meeting, provided where the NDC (save for a Special NDC) is held to nominate the Party Presidential/Deputy Presidential. Candidates, it shall be held at least six months before the next General Elections.

(d) A special session of the NDC may be summoned by the Party Leader on the decision of the NEC, or on requisition in writing submitted by at least one third of the delegates attending the preceding National Delegates Convention.

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## 8.3.2 National Executive Committee

- a) There shall be a National Executive Committee (NEC) which shall consist of: -
- i. All the National officials;
  - ii. The Party Executive Director, who shall be an ex-official member;
- b) The National Executive Committee shall have the following functions: -
- i. To act as the Executive body of the and the National Delegates Convention, and to ensure that all decisions made by those bodies are duly carried out and all the policies are adhered to;
  - ii. To supervise the administrative machinery of the Party at all levels and take such measures, as it deems necessary to enforce the decisions and programs of the Party as laid down by the National Delegates Convention;
  - iii. To co-opt not more than ten (10) Party members to NEC to cater for special interest
  - iv. To work in liaison with and to oversee the work of the Party Parliamentary Groups, the Party Women Congress and the Party Youth Congress;
  - v. To appoint full time members of staff for all the departments of the Party at the Party Headquarters.
  - vi. To approve the terms and conditions of services of the staff members employed by the Party;
  - vii. To appoint other committees as it deems necessary from time to time for specified tasks and to determine their terms of reference;
  - viii. To receive, consider, approve and implement reports and recommendations from the various standing, ad hoc and specialized committees or individuals; and where not empowered by this Constitution without prior approval by the NDC, to forward the same to the appropriate authority for such approval;
  - ix. To liaise with the National Elections Board in order to ensure co-ordination of elections of Party officials at all levels and Party nominations for Presidential, Deputy Presidential, National Assembly, Senate and County Governors and ward representatives and any other County based/originated representation.
  - x. To prepare the party lists as legally prescribed and to present the same to the Registrar of Political Parties, within the prescribed time.
  - xi. To appoint Party representatives to other organizations to which the Party relates; To establish, co-ordinate and conduct various schemes aimed at stimulating Party activities;
  - xii. To ensure that the agenda for, and report to the National Delegates Convention are prepared and on time;

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- xiii. To recommend persons for consideration for appointment as the Party Leader by the National Delegates Convention;
- xiv. To determine such honorarium to be paid to the auditors for their duties
- xv. To appoint members of the Party to fill vacant positions that have occurred in NEC or other commission or committee of the party for any reason, pending ratification by the electing/appointing organ of the party.
- xvi. To make or cause to be made rules and/or regulations for prescribing whatever requires to be prescribed under this Constitution for the better carrying out of the provisions of this Constitution and matters incidental thereto; and
- xvii. To ensure proper order, discipline, and strict adherence to the Constitution of Kenya, Party Constitution, By-laws, and the Party Policies by all officials and members.
- xviii. To initiate, prepare or cause to be prepared the necessary financial rules and procedures for approval by the NDC.

c) The National Executive Committee shall meet at least once quarterly.

d) A member of NEC, who is absent for three consecutive meetings without a written apology, shall forfeit the position. In such a case the NEC shall have powers to nominate a replacement of him/her subject to approval by the subsequent NDC.

### 8.3.3 County Executive Committee

- a) The Party shall have a County Executive Committee, which shall be based on the County boundaries in existence at any given time and shall consist of the following members: -
- i. Chairperson, Vice-Chairperson, Secretary, Assistant Secretary, Treasurer, Assistant Treasurer, Organizing Secretary, Assistant Organizing Secretary;
  - ii. Chairperson and Secretary, County women congress;
  - iii. The Chair and Secretary County Youth Congress;
  - iv. The Party Members of Parliament and Senate who are not Party County officials;
  - v. The Party Governor and deputy in the County if not members of the County Executive Committee;
  - vi. The Party County Assembly members who are not officials of the CEC;
  - vii. One co-opted person living with disability
  - viii. The County Executive Officer who shall be an ex-official member and shall be appointed by the NEC on recommendation by CEC.

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b) The County Executive Committee office bearers shall be elected at the County Annual General Meeting (AGM) by secret ballot and hold office for five (5) years or until the Party elections are called, whichever comes earlier, and shall be eligible for re-election. The Annual General Meeting shall be convened by the CEC not later than 30th April of every year. For the avoidance of doubt, the election of CEC office bearers shall be held only once every five years.

c) The County AGM shall consist of

- i. All office bearers of County Executive Committee;
- ii. All office bearers of the County Women Congress;
- iii. All office bearers of the County Youth Congress;
- iv. Six officials comprising the Chairman, Secretary, Treasurer, Organizing Secretary, Chairperson Women Congress, Chairperson Youth Congress of the Constituency Management Committee;
- v. Party Members of the National Assembly in the County; and
- vi. All Party County Assembly Members.
- vii. Two co-opted persons of each gender living with disabilities.

d) There shall be a County Executive Secretariat, headed by the County Executive Officer whose functions shall be to manage the County Executive Office, service the County Executive Committee and co-ordinate the activities of the County in liaison with the National Secretariat on all County Party matters.

e) Duties of the CEC shall include: -

- i. Assuming executive functions and responsibilities of the Party at the County level, in liaison with NEC;
- ii. Carrying out NEC-delegated duties and functions
- iii. Providing guidance, leadership in candidate selection,
- iv. Carrying out policy development and formulation;
- v. Giving timely winning electoral strategies to GDDP-led County assemblies.
- vi. Formulation of County-specific policy.
- vii. Recruiting prospective County candidates, subject to NEC ratification and in conformity with overall Party policy and national ideals.
- viii. To carry out activities that promote the policies and programmes of the Party;

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- ix. To promote political, civic and general public affairs education in the County
  - x. To recruit and review Party membership in the County;
  - xi. To ensure strict discipline and adherence to Party policies and programmes amongst individual Party members and officials of the County.
- f) The CEC shall have powers to: -
- i. suspend and/or recommend to NEC dismissal of an errant official after such official, has been given reasonable opportunity to defend himself/herself and provided that the action does not contradict any other provision;
  - ii. engage in income generating activities in the county and constituency;
  - iii. manage the financial affairs at the County; and
  - iv. nominate Party representatives to various bodies within the County and Constituency where appropriate.
- g) The CEC shall meet at least once every three (3) months.

## 8.3.4 Constituency Management Committee

- a) There shall be established the Constituency Management Committees in all parts of Kenya which shall be formed on the basis of Parliamentary constituencies and wards.
- b) Each CMC shall consist of: -
- i. Chairperson, Vice-Chairperson, Secretary, Assistant Secretary, Treasurer, Assistant Treasurer, Organizing Secretary and Assistant Organizing Secretary,
  - ii. The chairperson and Secretary Constituency Women Congress;
  - iii. The chairperson and secretary Constituency Youth Congress;
  - iv. The Party Member of the National Assembly for the constituency;
  - v. The Party County Assembly members from the Wards in the constituency;
  - vi. The Branch Executive Officer who shall be ex-officio member and shall be appointed by the CMC in consultation with CEC.
- a) The functions of the CMC shall include, inter alia, keeping of all records, making the necessary returns to the County and organizing the Party affairs and recruitment of members, and building a strong grassroots Party support;
- b) The Constituency Executive Officer shall be the head of the Constituency Secretariat and the Secretariat shall service the Constituency Management Committees. The Constituency Management Committee officials shall be elected by secret ballot when elections fall due

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during the Annual General Meeting (AGM) which shall be held not later than 30th March of every year.

c) Members to the AGM shall be: -

- i. All Constituency Management Committee members;
- ii. All officials of Women Congress in the constituencies;
- iii. All officials of the Youth Congress in the constituencies;
- iv. The area Party Member of the National Assembly;
- v. The Party County Assembly members
- vi) The Constituency Management Committee shall meet at least once every three months

## 8.3.5 National Elections Board

- a) The Party shall establish a National Elections Board (NEB) comprising experienced, respected, and knowledgeable members of the Party.
- b) The National Elections Board shall consist of nine (9) members, namely:
  - i. a chairperson;
  - ii. a Vice-Chairperson; and
  - iii. seven (7) other members.
- c) The members of the National Elections Board shall be appointed by the National Delegates Convention (NDC) upon recommendation by the National Executive Committee (NEC), shall hold office for a period of five (5) years, and shall be eligible for re-appointment.
- d) The National Organizing Secretary and the Secretary in charge of Legal Affairs shall serve as ex-officio members of the National Elections Board.
- e) The National Elections Board shall appoint a Director and a Deputy Director, subject to the approval of the National Executive Committee.
- f) A person shall be qualified for appointment as a member of the National Elections Board if such person—
  - i. is of high moral integrity, professional competence, and has experience in the management of public affairs;
  - ii. is a fully paid-up member of the Party;
  - iii. is a citizen of Kenya who has attained the age of eighteen (18) years or above; and
  - iv. is not a holder of any other elective or appointive office within the Party.

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- g) The National Elections Board shall be responsible for the organization, conduct, and supervision of all Party elections and Party nominations for the offices of President, Member of the National Assembly, Senator, Governor, Ward Representative, and any other Party-based elections or nominations, in liaison with the National Executive Committee.
- h) The National Elections Board shall conduct voter education programmes and activities and shall be responsible for the recruitment and training of Party agents.
- i) The National Elections Board shall meet at least once every six (6) months and shall have a quorum of not less than four (4) members present in person.
- j) Subject to this Constitution, the National Elections Board shall regulate and determine its own procedures at its meetings.

## ARTICLE 9: NATIONAL OFFICE BEARERS

### 9.1 Composition of the Office bearers

The office bearers of the party at the national level shall be:

1. Party Leader
2. The Deputy Party Leader
3. National Chairman
4. Deputy National chairman
5. The General Secretary
6. The Deputy General Secretary
7. The Treasurer
8. The Deputy Treasurer
9. The Organizing Secretary
10. The Deputy Organizing Secretary
11. Chair Person – National Women League
12. Deputy Chair- National Women League
13. Chair Person- National Youth League
14. Deputy Chair- National Youth League
15. Director – Persons Living with Disabilities
16. Executive Director

### 9.2 Functions of the National Office Bearers

#### 1) The Party Leader

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- a) To serve as principal symbol of the party
- b) To set out the general strategy to be followed by the party
- c) To chair special meetings as may be determined by the NEC
- d) Present to the National Delegates Congress a comprehensive statement of the state of the nation and the political situation generally.
- e) To deal with major political development including negotiations for coalitions
- f) To sign all party documents as one of the signatories of the party.
- g) To be a mandatory signatory to all party bank accounts

## **2) The Deputy Party Leader**

- a) In the absence of the Party Leader, the deputy party leader shall perform his/her functions
- b) Any other role that may be accorded to him/her by the NEC

## **3) The National Chairperson**

- a) Ensure order in the party in accordance with the Constitution of the party
- b) Preside over all meetings of the party
- c) Ensure adherence to party policy by officials and members
- d) The National Chair person shall be a mandatory signatory to all party bank accounts
- e) The National Chairperson shall be a mandatory signatory of the party nomination certificates for all the party candidates for the positions of President, Governor, Senator, Member of Parliament, County Women Representative, County Representatives and nomination party lists.
- f) Orientates the activities of the organs and committees of the party.

## **4) The Deputy National Chairperson**

- a) Shall be in charge of discipline in the party
- b) Carry out whatever functions entrusted to him/her by the party, and the NEC
- c) In the absence of the National Chairperson, the Deputy National Chairperson shall perform his/her functions.

## **5) The Secretary General**

- a) Co- sign with the Executive Director all documents, including minutes, and reports, annual reports, financial reports and other party reports
- b) Keep the minutes of the party and the respective committee, as well as all other records of the party

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- c) Make pronouncements for and on behalf of the party and explaining the policy or attitude of the party on any question
  - d) Conduct the correspondence of the party and send out notices of all party conferences and meetings at the national level in consultation with the party leader and the National executive committee
  - e) Ensure that a register of members (indicating their branched and membership status, if any), group members and branches is maintained, specifying their paid-up status
- 6) The Deputy Secretary General**
- a) In the absence of the General Secretary, the Deputy General Secretary shall perform his/her functions
- 7) The Treasurer**
- a) Ensure that funds from the state are utilize well
  - b) The treasurer shall be a signatory to party bank accounts
- 8) The Deputy Treasurer**
- a) In the absence of the treasurer, perform his/her functions
- 9) The organizing Secretary**
- a) Be in charge of the recruitment of members of the party and the establishment of branches of the party
  - b) Be in charge in the organization all events of the party
  - c) Supervise the recruitment of members
  - d) Any other role that may be accorded to him/her by the NEC
- 10) The Deputy Organizing Secretary**
- a) In the absence of the organizing Secretary, the deputy organizing secretary shall perform his/her functions.
  - b) Any other role that may be accorded to him/her by the NEC.
- 11) The Chair Person – National Women League**
- a) To serve as the coordinator and focal point of women affairs both in the party and as a representative of the party elsewhere.
- 12) The Deputy Chair Person – National Women League**
- a) In the absence of the Party Leader, the deputy party leader shall perform his/her functions.
  - b) Any other role that may be accorded to him/her by the NEC.

**13) The Chairperson - National Youth League**

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- a) To serve as the coordinator and focal point of youth affairs both in the party and as a representative of the party elsewhere.

## **14) The Deputy Chair Person – National Women League**

- a) In the absence of the Party Leader, the deputy party leader shall perform his/her functions
- b) Any other role that may be accorded to him/her by the NEC.

## **15) The Director- Persons Living with Disabilities**

- a) To act as the central coordinator and primary point of contact for all matters concerning especially abled/physically challenged individuals within the party and in external representations on behalf of the party.

## **16) The Executive Director**

- a) The Executive Director is a member of the National executive committee representing the secretariat and an officer of the party.

## **ARTICLE 10: PARTY SECRETARIAT**

The National Secretariat is the oil that runs through the engine of the party and links all the other party organs. It is headed by the Executive Director, who is appointed by the National Executive Committee.

### **Directorates of the Secretariat: -**

- Finance and Administration
- Communication
- Political Affairs and Strategy
- Memberships Recruitment and Retention

### **The Secretariat shall operate based on:**

- The Party HR Manual;
- Financial & Audit Policy;
- Administration & Management Procedures.

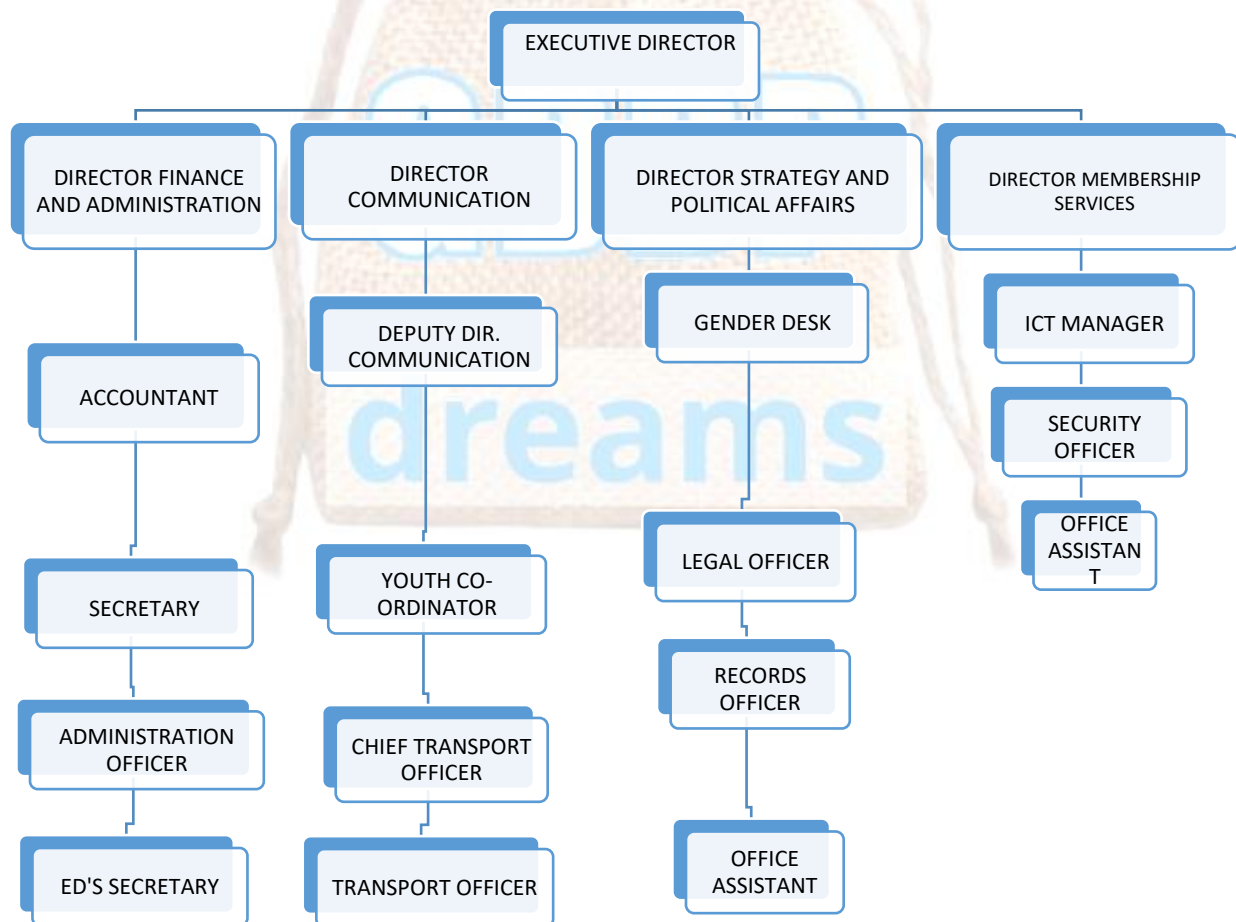
### **Duties of the National Secretariat:**

- Management of Party operations.
- Implementation of Party decisions.
- Processing the clearance of persons to be appointed by the National Executive Committee as Party's nominees to the County Assembly or Parliament.
- Voter outreach and membership recruitment.

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- Registration, mobilization and maintenance of voters or members register.
- Coordination, facilitation and synchronization of Party activities and events.
- Public relations, communication and media outreach.
- Fundraising and resource mobilization.
- Campaign strategies.
- Operations and logistics.
- Party policy and research.
- Regional coordination.
- Liaison with all Party structures.



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## ARTICLE 11: MEETINGS

### 11.1 PROCEDURES AT MEETINGS

- i. The quorum for the National Delegates Convention, National Executive Committee, County Executive Committee, Constituency Management Committee, shall be 1/3 of the membership:
- ii. At all meetings of the National Delegates Convention, and the Party Leader shall preside. In the absence of the Party Leader, the National Chairman or any other Party official shall preside as provided in this Constitution.
- iii. At all meetings of the National Executive Committee, the Party National Chairman shall preside. In the absence of the National Chairman, any other official of NEC may preside as provided for in this Constitution.
- iv. At all meetings of the County, Constituency, Ward or Polling station units, the Chairperson shall preside but, in his absence, the Vice-Chair or any other official present, shall preside;
- v. Resolutions, unless otherwise stated in this Constitution, shall be decided by consensus or simple majority, and voting shall be by secret ballot;
- vi. In the event of an equality of votes at any meeting the person presiding shall cast the deciding vote;
- vii. Only fully paid-up members may attend the Party meetings and vote thereat. Any other person(s) may attend only upon invitation as an observer.
- viii. Any meeting which has been postponed once for lack of quorum shall be deemed to be properly constituted to conduct business at the second sitting even when such a meeting is short of the numbers necessary to constitute quorum, provided that the procedures of calling such a meeting was followed.
- ix. NEC and other committee meetings shall be convened upon a notice of at least fourteen (17) days.

### 11.2 Annual General Meeting (AGM)

- i. The Annual General Meeting shall be held once every calendar year.
- ii. Written notice of the meeting shall be given at least twenty-one (21) days in advance, either through publication in a newspaper and/or by electronic mail.
- iii. The venue of the Annual General Meeting shall be determined by the National Executive Committee (NEC).
- iv. The Annual General Meeting shall be chaired by the National Chairperson.
- v. The quorum for the Annual General Meeting shall be one-third (1/3) of the registered delegates.

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## ARTICLE 12: CODE OF CONDUCT

All members shall: -

1. Respect, uphold and defend the Party Constitution, Party Election and Nomination Rules, Manifesto and any other Party rules and regulations.
2. Observe this Code of Conduct pursuant to Articles 91, 92 of the Constitution of the Republic of Kenya, section 8 of the Political Parties Act and any other Electoral Laws
3. Respect all Party Organs, the Party Leadership, preserve and protect the good image of the Party;
4. Uphold and promote good Governance, Patriotism, National Reconciliation, Integrity, Cohesion, Respect, Tolerance, Transparency, Accountability; Rule of Law and National Unity;
5. Respect and promote human rights, fundamental freedoms, human dignity, equity, social justice, inclusiveness and non-discrimination and protection of the marginalized;
6. Respect and uphold the democratic rights of other members in competition for political power.
7. Promote consensus building in decision making on issues of national importance that affect the Party;
8. Respect and promote gender equity and the right of all persons to participate in the political process including the Youth, Minorities and the Marginalized groups;
9. Respect, uphold and promote democratic values, the principles of free, fair and credible elections within the Party organs and the principles of leadership and integrity as enshrined in the Constitution of the Republic of Kenya.
10. Shall not:
  - a. engage in or encourage violence intimidation of/ or by Party members, opponents, supporters or any other person or other Political Parties;
  - b. engage in /or influence peddling, bribery or any other form of corruption and accept or use illicit or illegal money;
  - c. Advocate hatred that constitutes ethnic incitement, vilification of others or incitement to cause harm;
  - d. Obstruct, disrupt, break-up or in any other way whatsoever interfere with any political meeting, rally or demonstration of another political party or its leadership
  - e. establish or maintain a Para-Military force, militia or similar organization or have any links with such organizations;
  - f. use state resources for partisan campaigns;

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- g. Publish or report false, defamatory or inflammatory allegations about political opponents.
- h. Prevent eligible voters from having access to political opponents;
- i. Discriminate on the basis of race, sex, ethnicity, social class or religion:

## ARTICLE 13: INTERNAL DISPUTE RESOLUTION RULES

### PART I: PRELIMINARIES

#### **Citation**

- 1. These are the Grand Dream Development Party rules.

#### **Interpretation**

- 2. In these Rules, unless the context otherwise requires-

“The Act” refers to the Political Parties Act 2011.

“Complaint” refers to a written complaint setting out a dispute or from which a disciplinary process may be instituted and is filed with the complaints office.

“Dispute” refers to a dispute under Rule 4 of these rules.

“Secretary” means the secretary of the Internal dispute Resolution Organ under Rule 14.

“Tribunal” refers to the Political Parties Dispute Tribunal established under section 39 of the Political Parties Act 2011.

“GDDP” Refers to Grand Dream Development Party

#### **Application of Rules**

- 3. These rules will apply to disciplinary action under section 9(1) and disputes as prescribed under Section 40(2) of the political Parties Act 2011.

### PART II: GENERAL PROVISIONS

#### **Disputes**

- 4. These rules will apply to a dispute or complaint that arises –

- a) Between members of a political GDDP;
- b) Between members and the Party;
- c) As result of party primaries;
- d) In the election or appointment into party offices;
- e) From party lists;
- f) From the management and administration of a party’s funds, finances and other party assets;
- g) As a result of the management and administration of party’s non-financial assets;

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- h) As a result of the management of party affairs;
- i) In relation to the political party's constitution, code of conduct or policy document; or
- j) From any other matter incidental thereto.

## **Who may file a complaint?**

5. A person who is –
- a) A fully paid-up member GDDP
  - b) A member of a party organ; or
  - c) A GDDP official

May file a complaint on a dispute under Rule 4 of these Rules to the Internal Dispute Resolution Organ for determination.

## **Office of complaints**

6. The duties of the office designated under paragraph 6(1) will include –
- a) The maintenance of a system to receive and record complaints for dispute resolution;
  - b) The provision of Secretariat support to the Internal dispute Resolution Organ and Internal Disciplinary Organ established under Rules 7 and 33 Respectively of these rules; and
  - c) Any other function connected to the foregoing.

## **PART III: INTERNAL DISPUTE RESOLUTION ORGAN**

### **Establishment of an internal Dispute Resolution Organ**

7. 1) GDDP will, pursuant to section 40(2) of the political Parties Act 2011, establish an Internal Dispute Resolution Organ
- a) By of universal suffrage from its membership; or
  - b) Through an appointment by a duly elected organ of the party.
- 2) The party may devolve the Internal Dispute Resolution Organ as it may consider necessary according to the party's rules and procedures.

### **Functions of the Internal Dispute Resolution Organ**

8. The internal Disputes Resolution Organ will
- a) Promote justice and fairness;
  - b) Adjudicate disputes in accordance with Rule 25 of these Rules;
  - c) Administer the rules and procedures for dispute resolution;

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- d) Inform the relevant party organs and National executive committee of any developments in dispute resolution;
- e) Conduct meetings necessary to carry out its functions;
- f) Enforce compliance of its decisions;
- g) Maintain surveillance of implementation of rulings and recommendations; and
- h) May refer matters for resolution through alternative dispute resolution.

## **Composition of the Internal Dispute Resolution Organ**

9. 1) The minimum membership of the internal dispute resolution organ will be seven (7) and the maximum will be (13).
- 2) The party will provide its rules and procedures for the selection of
  - a) A Chairperson elected from amongst the members of the organ; and
  - b) A secretary elected from amongst the members.
- 3) The party will define provisions for a vacancy arising in the office of a member of the organ if such a member –
  - a) Dies;
  - b) Resigns;
  - c) Is absent from Kenya for a continuous period exceeding one year;
  - d) Is declared bankrupt or enters into any composition with his creditors;
  - e) Is convicted of any offence and sentenced to imprisonment for such a period of time as defined by the party rules; or
  - f) Is unable, by reason defined in the party rules, to perform the duties of a member of the Organ.
- 4) The Party may appoint another person to be a member in place of such member for the remainder of such member's term of office.

## **Chairperson of the Internal Dispute Resolution committee**

10. 1) The Internal Dispute Resolution Organ will elect or appoint a chairperson from amongst its members.
- 2) The Chairperson of the organ will preside at all meetings of the organ; but in the absence of the Chairperson, the members will elect an acting Chairperson who will preside, and in the absence of both, the members of the organs present at any meeting may elect one of their number to be Chairperson for the purpose of such meeting.

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## Qualifications for Chairperson or members

11. 1) A person is qualified to be a chairperson or member of the Internal Dispute Resolution organ if that person –
  - a) Meets the criteria laid down in the party constitution and rules; and
  - b) Meets the requirements of chapter six of the Constitution of Kenya.
- 2) The party will, in appointing members to the internal Dispute Resolution Organ, adhere to the principles of the Constitution of Kenya including –
  - a) Representation of ethnic, minorities and marginalized groups to the extent possible; and
  - b) Not having more than two-thirds of the members of the same gender.

## Disqualification

12. A person is not qualified to be a chairperson or a member of the Internal Dispute Resolution Organ if the person –
  - a) Is a member of a governing body of the GDDP;
  - b) Is a member of the appointing organ;
  - c) Is declared bankrupt;
  - d) Has been convicted of a criminal offence and sentenced to a term of imprisonment; or
  - e) Has not met his or her legal obligations relating to tax and other statutory obligations.

## Term of office

13. 1) The Chairperson of the Internal Dispute Resolution Organ will be elected for term specified in the party rules and may be re-elected in accordance with the party rules and procedures.
- 2) A member of the Internal Dispute Resolution Organ will be appointed for a term Specified in the party rules and may be re-appointed in accordance with the party rules and procedures.
- 3) The Chairperson and members of the Internal Dispute Resolution Organ will serve on a part-time basis.

## Secretary to the Internal Dispute Resolution Organ

14. (1) The Internal Dispute Resolution Organ will elect, from amongst its members, a person to be the secretary.
- (2) The secretary will be responsible for –
  - a) Carrying into effect the decisions of the Internal Dispute Resolution Organ;
  - b) Administration and management of the affairs of the Internal Dispute Resolution Organ;

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- c) Supervision of the office of complaints;
- d) Ensuring proper records of the proceedings are kept and archived;
- e) Arranging for administrative assistance to the Internal Dispute Resolution Organ;
- f) Performing such other duties as may be assigned by the organ.

## **Code of ethics**

15. The Chairperson and members of the Internal Dispute Resolution Organ will, in the performance of the functions and duties of their office, maintain integrity which includes the duty;

- a) Not to participate in bribery or corrupt practices;
- b) Not to breach confidentiality;
- c) To uphold principles of natural justice; and
- d) Not to abuse their positions.

## **Access to the Internal Dispute Resolution Organ**

16. (1) The headquarters of the GDDP Internal dispute Resolution Organ shall be at Corner House, 4<sup>th</sup> Floor Room 1, in Nairobi.
- (2) The party and the Internal Dispute Resolution Organ will endeavor to provide, to the maximum extent possible, wide access of its dispute resolution services to its membership.
- (3) The party and the Internal Dispute Resolution Organ will endeavor to provide access to its dispute resolution services for persons with disabilities.

## **PART IV: DISPUTE RESOLUTION PROCEDURES**

### **Submission of Complaint for Dispute Resolution**

17. A party may submit a complaint in writing to the Secretary of the Internal Dispute Resolution Organ.

### **Form of written complaint for dispute resolution**

18. (1) A complaint under Rule 17 may be in writing in English or Kiswahili and may be submitted to the secretary by hand or by electronic transmission.
- (2) A party will submit to the Secretary together with
- a) The names and addresses of all the parties to the dispute;
  - b) A statement of the nature and circumstances of the dispute in reasonable detail;
  - c) A statement Specifying, where possible, the provision of the party constitution, policy, code of conduct or any other governing document under which the conflict has risen.
  - d) And any other documents relevant to the dispute.

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## **Preliminary actions**

19. (1) The Secretary will, upon the receipt of the complaint, check that it meets the requirements provided for by the party's rules and procedures including but not limited to, ascertaining that the dispute falls within the ambit of the internal Dispute Resolution Organ as defined in Rule 4 of these Rules.
- (2) The Secretary to the Organ will, within a period of reasonable time Specified by the party rules of receipt of the written complaint, write to the respondent informing him of the written complaint and requesting –
- a) His response concerning the matter in dispute to any or all of the claims, and
  - b) A statement of the nature and circumstances of his rebuttal.

## **Notice of internal dispute resolution proceedings**

20. (1) Pursuant to Rule 19, the Internal Dispute Resolution Organ will initiate dispute resolution proceedings by serving a notice of referral for dispute resolution to both parties.
- (2) The parties, upon receipt of notice of referral for dispute resolution will, in writing, file a statement and response, within a reasonable period of time Specified by the party rules.

## **Acceptance and rejection of dispute resolution**

21. (1) Where a party receives a notice of dispute resolution and accepts the process of dispute resolution, the Internal Dispute Resolution Organ will institute proceedings according to the party's rules and procedures.
- (2) Where a party receives a notice of dispute resolution and rejects the process of dispute resolution, the Internal Dispute Resolution Organ will inform the other party accordingly.
- (3) If the Internal Dispute Resolution Organ does not receive a reply within 14 days of the notice or within the Specified time given in the notice, it may elect to treat this as a rejection of the process of dispute resolution and it will inform the other party accordingly.
- (4) Where reasonable notice has been given to all the parties and a party rejects the process of dispute resolution, the Internal Dispute Resolution Organ may decide the matter in the absence of such party.

## **Commencement of dispute resolution proceedings**

22. (1) The dispute resolution proceedings commence when both parties accept the notice of dispute resolution in writing.
- (2) If the acceptance is made orally, it will be reduced and confirmed in writing.

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- (3) The Internal Dispute Resolution Organ will summon the Respective parties within 7 days after the statement and response has been filed.
- (4) The Internal dispute Resolution Organ will –
  - a) Advise the parties of the right to representation during the proceedings, according to the party rules and procedures; and
  - b) Inform the parties of the right to call witnesses and produce relevant evidence in support of their submission.
- (5) Each party may, on its own initiative or at the invitation of the Internal dispute Resolution Organ, submit suggestions for the settlement of the dispute through alternative means for dispute resolution as per Rule 28 below.

## **Conduct of dispute resolution proceedings and conflict of interest**

23. (1) The members of Internal Dispute Resolution Organ who conduct the proceedings will:
  - a) Have objectivity, transparency, fairness and impartiality;
  - b) Have honesty, discipline and commitment;
  - c) Act in good faith and uphold confidentiality;
  - d) Avoid conflict of interest and ensure that they declare any personal interest that may conflict with their duty in the determination of the dispute; and
  - e) Rule in a timely manner on all matters that may arise and ensure order is maintained.
- (2) A member of the Internal Dispute Resolution Organ will declare conflict of interest on matters before them and will duly preclude himself from adjudicating on the matter.

## **Representation and assistance**

24. (1) The parties may be represented or assisted in the proceedings by a person as qualified to be an advocate of Kenya.
- (2) The names and addresses of such persons will be communicated in writing to the Secretary and Chairperson of the Internal Dispute Resolution Organ and the other party's representative.

## **Determination of Disputes**

25. (1) The Internal Dispute Resolution Organ will hear and determine a dispute within 14 days from when the dispute is lodged.
- (2) The quorum of the Internal Dispute resolution organ will be a simple majority of the membership.
- (3) Decisions will be made by majority of the members handling the dispute.

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## **Rulings of the Internal Dispute Resolution Organ**

26. (1) The decision of the Internal Dispute Resolution Organ will be in the form of a written ruling, stating the reasons of the decision, which will be read in the presence of both parties or of their representatives.
- (2) The Internal dispute Resolution Organ will provide a signed copy of the ruling to the parties to the dispute and will also make available copies of the ruling upon request and for purposes of appeal to the Political Parties Disputes Tribunal as applicable.
- (3) The party will define its rules and procedures what remedies may be available for the Internal Dispute Resolution Organ to impose.

## **Specific Procedures with regards to election and nomination disputes**

27. (1) The party has defined within the party's Nomination Rules for timelines and procedures for internal resolution of pre-election disputes including but not limited to party primaries, campaign management and campaign financing.
- (2) The party rules stipulate timelines and procedures for internal resolution of pre-election disputes, giving due regard to the urgency of time during the election period.

## **Where parties undertake alternative dispute resolution**

28. (1) Each party may, before the commencement of the dispute resolution proceeds, on its own initiative or at the invitation of the Internal dispute Resolution Organ, submit suggestions for the settlement of the dispute through alternative means for dispute resolution, according to the party's rules and procedures.
- (2) The parties will, in good faith, co-operate in the alternative dispute resolution means selected, and where necessary, will endeavor to comply with requests for submission of written materials, provide evidence and attend meetings.
- (3) The parties will have assistance that is independent and impartial in their attempt to reach an amicable settlement of their dispute.
- (4) The dispute resolution process will be guided by principles of objectivity, fairness and justice, giving consideration to, among other things, the rights and obligations of the parties and the circumstances surrounding the dispute, including any previous relationships and practices between the parties.

## **Termination of alternative dispute resolution**

29. (1) The alternative dispute resolution process may be terminated;

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- a) By a written declaration of the parties addressed to the Chairperson of Internal dispute Resolution Organ to the effect that the alternative dispute resolution process is terminated; or
- b) By written declaration of one party to the other party and to the Chairperson of the Internal Dispute Resolution Organ, to the effect that the alternative dispute resolution process is terminated.

(2) The alternative dispute resolution process will be marked as terminated on the date of the declaration issued under Sub-Rule (1).

## **Recourse against Ruling**

30. (1) A party who is dissatisfied with a ruling made by the Internal Dispute Resolution Organ may appeal against the ruling to the Political Parties Disputes Tribunal.

## **Costs**

31. In the interest of party harmony and unity, each party will meet his own costs of the proceedings unless otherwise decided by the Internal Dispute Resolution Organ.

## **PART V: INTERNAL DISCIPLINARY ORGAN**

### **Establishment of the Internal Disciplinary Organ**

32. (1) GDDP retains the right to vary the procedures of its Internal Dispute Disciplinary Organ to the extent that these variations retain the objectives of these Rules, the Political Parties Act 2011 and the constitution of Kenya.

(2) GDDP has, pursuant to section 9 of the Political Party Act 2011,

- a) Established an Internal Discipline Organ
- b) Maintained a system of receiving and recording complaints.

(3) Where the party considers it necessary, the Internal Disciplinary Organ may be devolved within the party structure according to the party's rules and procedures.

### **Functions of the Internal Disciplinary Organ**

33. (1) The party will through its rules and procedures define functions of the Internal Disciplinary Organ will include to –

- a) Establish a formal procedure for internal disciplinary adjudication;
- b) Enforce the resolutions arising from the Internal Dispute Resolution Organ;
- c) Promote justice and fairness;

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- d) Adjudicate on disciplinary complaints on the violation of the party constitution, code of conduct or any other party policy document;
- e) Monitor the observance of the Political Parties Act 2011, the code of conduct and party rules through periodic communications; and
- f) Maintain surveillance and respond to complaints against the functions of the party offices or the office bearers.

(2) Where a party has devolved the Internal Disciplinary Organ, the national Internal Disciplinary Organ will liaise with the branch offices or conduct meetings necessary to carry out its functions.

## **Composition of the Internal Disciplinary Organ**

34. (1) The party will in its rules and procedures define the composition of the Internal Disciplinary Organ.

(2) A member of the Internal Disciplinary Organ will cease to hold office in accordance with Rule 9 (3) of these Rules.

(3) Where a vacancy occurs, the National Executive Committee may appoint an interim replacement before a substantive representative is nominated.

## **Criteria for appointment to the Internal Disciplinary Organ**

35. (1) The National executive committee will make appointments to the Internal Disciplinary Organ.

(2) Nominees will be vetted by the National executive committee.

## **Tenure of office**

36. The members of the Internal Disciplinary Organ will serve for a period of Five years.

## **Qualifications for membership**

37. (1) A person shall be qualified to be a member of the Internal Disciplinary Organ if that person:

-

- a) Meets the criteria laid down in the party constitution and rules; and
- b) Meets the requirements of Chapter Six of the Constitution of Kenya.

(2) The party will, in appointing members to the Internal Disciplinary Organ, adhere to the principles of the Constitution of Kenya, including not having more than two-thirds of the members of the same gender.

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## Party to maintain register of complaints

38. (1) The party secretariat will receive complaints on behalf of the Internal Disciplinary Organ from aggrieved parties within seven days of the day an alleged offence was committed.
- (2) The Executive officer at the secretariat will maintain a system available to the members upon request from members.

## Complaints

39. A complaint may arise from:
- a) A commission or omission by a party member I violation of the Constitution of Kenya;
  - b) A violation of the party's constitution, code of conduct or policy documents;
  - c) A violation of the work ethics expected of the party office bearers and branch officials;
  - d) Party nomination processes;
  - e) Acts of persons contracted or in employment of the party; and
  - f) A violation of the Political Parties Act 2011.

## Who may initiate complaint

40. A complaint for disciplinary action may be instituted only by:
- a) A fully paid-up party member;
  - b) A party organ; or
  - c) A party official.

## Form of Complaints

41. (1) The complaint will:
- a) Be in writing;
  - b) Set out the information forming the basis for the complaint and the alleged complaint in reasonable detail;
  - c) Specify the violations alleged to have been committed and the provisions of the law, party constitution, rules or codes of conduct alleged to have been violated;
  - d) Be delivered to the respondent(s) within a reasonable period of time before the disciplinary proceedings or sooner if it is urgent in nature, according to the party rules and procedures; and
  - e) Signed by the complainant.
- (2) For purposes of Sub-Rule (1) above, the Internal Disciplinary Organ will not reject a complaint based solely on technicalities as to the form of the complaint.

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## **Filing period**

42. (1) A complaint must be filed within a reasonable period of time of the alleged commission of the violation as Specified by the party's rules and procedures.
- (2) The complaint must be served on the respondent within a reasonable period of time prior to the disciplinary proceedings or sooner where it is determined that the matter is of an urgent nature, as Specified by the party's rules and procedures.

## **Filing fees**

43. The filing fees will be KES. 500

## **Summons to parties**

44. The Internal Disciplinary Organ shall summon the Respective parties not later than Seven days after receipt of a written complaint.

## **Rights of the parties in disciplinary action**

45. (1) The Internal Disciplinary Organ will –
- a) Advise the parties of the right to a representative of their choice as provided for in the party rules and procedures; and
  - b) Inform the parties of the right to call witnesses and produce relevant evidence in support of the dispute.
- (2) The party and the Internal Disciplinary Resolution Organ will endeavor to provide access to its dispute resolution services for persons with disabilities.

## **Principles of adjudication**

46. (1) The internal Disciplinary Organ will ensure that:
- a) The disciplinary process has objectivity, transparency, fairness and impartiality;
  - b) The members act in good faith and uphold confidentiality;
  - c) A proper record of the disciplinary proceedings is maintained; and
  - d) Witness statements and attachments are retained where such evidence was tendered.
- (2) A member of the International Disciplinary Organ will declare conflict of interest on matters before them and will duly preclude himself from adjudicating on the matter.

## **Quorum**

47. The quorum of the Internal Disciplinary Organ will be a simple majority of the members.

## **Disciplinary deliberations**

48. The Internal Disciplinary Organ will listen to the parties and will:
- a) Deliberate on the issues raised at the disciplinary proceedings confidentially;

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- b) Make a finding based on the facts and evidence of the case; and
- c) Make a fair ruling observing the spirit of the Constitution of Kenya.

## **Ruling**

49. (1) A ruling of the Internal Disciplinary Organ will be in writing and will be read in the presence of all parties involved.
- (2) In the ruling, the Internal Disciplinary Organ may either: -
- a) Dismiss the Complaint;
  - b) Issue a reprimand;
  - c) Impose a fine;
  - d) Issue an order of suspension;
  - e) Issue an order of expulsion; or
  - f) Grant any other remedy it may deem fit and just in the circumstances.

## **Right to appeal**

50. Any party aggrieved from the ruling of the Internal Disciplinary Organ has a right to appeal if the dispute falls under Section 40(1) of the Political Parties Disputes Tribunal.

## **Notice of Appeal**

51. An appeal of the ruling of the Internal Disciplinary Organ will be notified to both parties and filed within thirty (30) days from the date of the ruling.

## **Miscellaneous provisions**

52. (1) The party rules may provide for handling of all offences under Section 45 of the Political Parties Act 2011.
- (2) Where a party has been suspended under the provisions of the Political Parties Act 2011, the Internal Disciplinary Organ may proceed to administer disciplinary action against a member, organ, or persons whose actions or omissions may have contributed to such penalty.

## **Adoption and amendment**

53. The National executive committee will define provisions for the adoption and amendment of these Rules.

## **PART VI: SUSPENSION AND TERMINATION OF MEMBERSHIP FOLLOWING DISCIPLINARY ACTION.**

54. There shall be established in accordance with this article:

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- i. A complaints panel to be appointed by the National executive committee from among its members to form a complaints committee in any given case or cases.
- ii. Where a person is the subject matter of a complaint, he or she shall be entitled to fair procedures in Respect of the handling of the complaints. Standing orders under this Article shall Respect the rights conferred by this section.
- iii. The decisions of the committee must be ratified by the National executive committee.
- iv. A party to a dispute or person against whom a complaint has been made may, within 21 days to the pronouncement of the decision of a complaints committee, appeal to the National executive committee against that decision (save where the decision consists only of a dismiss of the complaint), on grounds confined to fairness of procedure, the nature of the penalty to be imposed and the impact on the Party of the decision being appealed against.
- v. In arriving at its decision, the committee shall consider the balance of convenience, the interests of the party and the rights of individual affected, as well as any representations made or subsequently made by the member, and may at any time modify or remove the suspension if it thinks fit having regard to the factors referred to above.
- vi. The committee shall have power in Respect of any member who is the subject of a valid complaint, as an interim measure pending the outcome of the investigation, to suspend that member from membership or any other office or position mentioned in this constitution, other than the office of the Party Leader or the party membership of the Party Leader.
- vii. While an issue referred to a complaints committee under this Article shall normally be dealt with by way of an oral hearing, the Complaints Committee may dispense with an oral hearing if the parties do not request one and may reject a complaint without oral hearing if, in the opinion of the Complaints Committee , the complaint is one not validly brought under this Article, or is frivolous, vexatious or manifestly ill founded , or is brought by a person not having a sufficient interest in the matter.

## PART VII: DISCIPLINARY MEASURES

**55.** There shall be disciplinary measures put in place:

**a) Structure**

- There shall be established a National Disciplinary Committee (NDC), which shall report to the National Executive Committee (NEC).

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- Devolved Disciplinary Committees shall be established at the County level to handle disciplinary matters within their respective jurisdictions.

## **b) Timelines**

- All complaints shall be heard and determined within twenty-one (21) days from the date of receipt.
- Appeals shall be lodged within fourteen (14) days from the date of the decision being appealed against.
- All appeals shall be heard and resolved within thirty (30) days from the date of filing.

## **c) Punishments**

- The Disciplinary Committees may impose sanctions including, but not limited to, reprimand, fines, suspension, or expulsion.
- All sanctions imposed shall be proportionate to the gravity of the offense committed.

## **d) Finality of Decisions**

- Decisions of the National Disciplinary Committee shall be final within the Party.
- Notwithstanding sub-article above, such decisions may be appealed to the Political Parties Disputes Tribunal (PPDT) in accordance with the law.

## **ARTICLE 14: ESTABLISHMENT AND MANAGEMENT OF NATIONAL ASSEMBLY, SENATE AND COUNTY CAUCUSES**

1. The elected member shall have right information of the caucuses as per rules and regulations of the senate, National Assembly and county assemblies.
2. There is hereby established the GDDP Party Caucuses for the National Assembly, Senate, and County Assemblies.
3. These caucuses shall ensure the Party's legislative agenda is implemented and shall report to the NEC quarterly.

## **ARTICLE 15: PARTY FINANCES**

### **15.1 SOURCE OF FUNDS**

(a) The source of funds of the Party shall include the following: -

- i) Membership dues;
- ii) Voluntary contributions
- iii) Donations, bequests and grants, from any other source that is not proscribed by law.
- iv) The proceeds of any investment, project or undertaking in which the political Party has an interest.

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- v) Net income from publications and other saleable items offered for sale to the public;
  - vi) Such public funds as may be provided under the Political Parties Act or any other laws.
- (b) The Party through the National Treasurer may borrow funds from any lawful source for the purpose of promoting the Party's aims and objects and carrying out the Party's programmes;
- (c) Officials of the Party, and bodies created by it, may not incur expenditure in excess of the funds put at their disposal without prior authority in writing from the NEC;
- (d) The financial year of the Party shall be in line with the Government of Kenya's financial year.
- (e) The Party shall establish rules and regulations to govern the collection, keeping, disbursement and management of finances;
- (f) The Party shall initiate or cause to be prepared the necessary periodical financial rules and procedures for approval by NDC;
- (g) The National Treasurer shall be the Party Financial Officer.
1. All elected leaders shall support the party financially each month by paying thirty thousand from elected governor, twenty thousand from elected member of National Assembly, Woman Representative and Senator and ten thousand from each elected member of County Assembly. The elected leaders in their Respective assemblies shall form caucuses and elect leaders in those caucuses.
  2. The receipts and payments of the party shall be audited annually by an auditor appointed by the National executive committee for that purpose. The financial year of the party ends on the 31<sup>st</sup> December in every year, to which day the accounts of the party shall be balanced.
  3. All funds received by the party from any source, including the state, membership fees, nomination fees or donations shall be paid to, and administered under the direction of, the National executive committee.
  4. The rate and scale of all categories of fees payable by party members shall be fixed from time to time by the National executive committee. The National executive committee has power to reduce or waive any fees levied by the party.

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## 15.2 PURPOSE FOR WHICH THE FUNDS MAY BE USED

The funds of the Party shall be used for:

- i. Administrative expenses of the Party
- ii. Promotion of special interest groups activities.
- iii. Paying directly or indirectly remuneration, fees, rewards or any other benefit to a member or supporter of the Party.
- iv. Financing or contributing to any matter, cause event or occasion directly or indirectly beneficial to the Party.
- v. Directly or indirectly for the purpose of acquiring or maintaining any right or financial interest in any business or any immovable property.
- vi. For any other purpose compatible with the promotion of a multiparty democracy and the electoral processes as provided in the Political Parties Act.

## 15.3 FINANCIAL STRUCTURE

### i. **Signatories**

All Party accounts shall have three (3) signatories. The Party Leader, National Chairman and National Treasurer shall be signatories with all as a mandatory signatories.

### ii. **Auditors**

The NDC shall appoint a qualified external auditor annually upon recommendation by the NEC to support the work of the internal audit committee.

### iii. **Purpose of Funds**

Funds shall be used solely for Party operations, member education, and election expenses as per Sections 26, 27, and 28 of the Act.

## ARTICLE 16: PARTY TRUSTEES

- 1) The property and assets of the party shall vest in the trustees on their appointment for the period of such appointment and in the application of such property and assets the trustees shall be subject to, and shall comply with, the directives of the National executive committee. In the event of the trustees, or any one of them, refusing to comply with the directives, the National executive committee may remove the Trustees, or any of them, from the office of trustee of the party.
- 2) At its first meeting, the National executive committee shall appoint 3 trustees, upon such conditions as to tenure of office as may be decided by it. At least 1 of the trustees so appoints

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shall be of either gender. The National executive committee shall fill any vacancy that may arise in the office of trustee.

## ARTICLE 17: PARTY SIGNATORIES

- (1) **Bank Account Signatories:** Party Leader, Chairperson & Treasurer.
- (2) **Mergers Signatories:** Party Leader, Chairperson and Secretary General.
- (3) **Coalition Signatories:** Party Leader and Secretary General.
- (4) **Nomination Certificates:** Party Leader, Chairperson and Secretary General.
- (5) **Reports:** Party Leader and Secretary General.
- (6) **Correspondences (Statutory bodies):** Party Leader, Secretary General and Executive Director.

## ARTICLE 18: GOVERNING BODY

1. The name of the governing body shall be the National Delegates Convention.
2. Paid up party members shall be eligible to be elected.
3. The leadership of NDC shall be; Party leader as chairman, Deputy Leader as Vice Chairman and Secretary General as Secretary.
4. The main function NDC shall be to ratify all party decisions.
5. The NDC shall be formed by at least two delegates from all counties.
6. The National executive committee shall define the operations of the governing NDC.
7. The quorum shall be simple majority.
8. Meetings shall be after five years or when a simple congress is required.
9. Decisions made by NDC are final.
10. The Party Secretary General shall in coordination with the executive officer make procedures to meetings and provide for the official records of meetings,

## ARTICLE 19: ELECTIONS

1. Subject to this Article, the National executive committee shall prescribe the procedure for selecting party candidates. The procedure so prescribed shall be published as nomination rules and shall be deposited with the Registrar of Elections and the Independent Elections and Boundaries Commission
2. The National executive committee may in its discretion decide whether or not to ratify any candidate or candidates selected or nominated by whatever method.

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3. The National executive committee shall adopt, and may from time-to-time revise, standing orders for the purpose of resolving disputes arising out of elections. The decision of the National executive committee shall be final.
4. The party List for the purposes of nomination of candidates for the Senate, National assembly and County Assemblies shall be compiled by the party Secretariat and ratified by the National executive committee.
5. The National executive committee shall appoint a National Elections Board which will be mandated with overseeing elections for party office bearers as well as elections for the nomination of party candidates for the positions of President, Governor, Senator, member of Parliament, County women representative and ward representatives. The National executive committee shall ratify all elections of office bearer and all nominations for candidates for the candidates for the positions of President, Governor, Senator, Member of Parliament, county women Representative and Ward Representative and its decision shall be final.
6. Voting at all party elections shall be by secret ballot, each person having one vote. Save as otherwise provided by the party Constitution or these Standing orders, votes shall be decided by a simple majority of those present and voting.

## ARTICLE 19(B): ELECTION AND NOMINATION RULES

The Party shall develop separate **Election and Nomination Rules** governing:

- Internal election of officials;
- Nomination of candidates for General Elections;
- Selection of Party Lists for Nominated seats.

These rules, once submitted to the Registrar, shall form part of this Constitution.

## ARTICLE 20: GENDER BALANCE

1. In any election of more than one member or delegate at a committee or council established by or under this Constitution, or to a Party Conference, the election shall be conducted so as to ensure that, so far as shall be practicable having regard to the candidates nominated for election, not fewer than 30% of those so elected are of either gender.
2. The National executive committee and the National Secretariat shall ensure that no fewer than 30% of the persons appointed as members of their committees are women and not fewer than 30% of those persons are men.

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3. The nomination fees or any fees shall have subsided fee for women and youth i.e. less 20% the set fee.
4. Party members from minority communities and marginalized areas shall feature in all party organs, including party lists of the party with a representation of at least 2%.

## ARTICLE 20(A) DEMOCRATIC PRACTICES AND NATIONAL VALUES

### a) **Affirmative Action.**

The Party shall ensure that no more than two-thirds of any elected or appointed body are of the same gender.

### b) **Minorities**

At least 5% of leadership positions shall be reserved for Persons with Disabilities (PWDs) and Youth.

### c) **National Values**

The Party shall implement Article 10 of the Constitution of Kenya by promoting patriotism, human dignity, and social justice in all internal processes.

## ARTICLE 21: INTERPRETATION AND AMENDMENT OF THIS CONSTITUTION

1. This Constitution may be amended, altered, modified, and/or ratified by a resolution of the National Delegates Convention.
2. Without prejudice to clause (1), the National Executive Committee (NEC) may, by consensus, provisionally amend, alter, or modify this Constitution pending final ratification by the National Delegates Convention, where such amendment is necessary, expedient, and in the best interests of the Party, and provided that it complies with the laws governing political parties.
3. Any provisional amendment made by the National Executive Committee shall be communicated to the National Delegates Convention at the earliest opportunity for consideration and ratification.
4. The National Executive Committee shall have the authority to interpret this Constitution in the event of any doubt or ambiguity and to make provision for any matter not expressly provided for herein.
5. Any amendment to the rules of the Party, the Party name, the Party symbol, or the Party colors shall be effected by a resolution of the National Executive Committee, subject to ratification by the National Delegates Convention where required by law.

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## ARTICLE 22: PARTY POLICY

1. The policy documents will be prepared by the National executive committee after receiving ideas and positive feedbacks from various party organs.
2. Implementation of all party policies will be supervised by the Secretary General who will report to the NEC.
3. The organizing secretary shall be responsible for communicating party policies to all party branches nationally.
4. Party policies will be reviewed annually.

## ARTICLE 22(A): POLICY DEVELOPMENT AND REPORTING

### a) Policy Development

The National Secretariat shall be responsible for the development and drafting of all Party policy documents, including but not limited to Manifestos and Strategic Plans.

### b) Policy Approval and Ratification

All Party policies shall be subject to approval by the National Executive Committee (NEC) and ratification by the National Delegates Convention (NDC).

### c) Reporting and Accountability

The Party shall prepare Annual Performance Reports and Audited Financial Statements, which shall be published on the official Party website, at least one newspaper of national gazette circulation or through such other public platforms as the NEC may determine.

## ARTICLE 23: MERGERS AND COALITIONS

1. The National Delegates Congress shall decide on the mergers and coalitions and shall formulate the procedures and guidelines.
2. The rules shall be set by the National Executive Committee

## ARTICLE 23: DISSOLUTION OF THE PARTY

1. The Party may be dissolved, amalgamated or merged with another by a resolution passed by a two-thirds (2/3) majority of members at a Special National Delegates Convention called expressly for the purpose of dissolution, amalgamation or merger.
2. Upon cancellation of the registration of the Party or its declaration as a prohibited organization under any law.

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3. In case of dissolution or amalgamation or merger the Special National Delegates Convention at which the decision was made shall distribute all assets and such assets shall be granted to one or more organizations in Kenya whose objectives conform to those of the Party.
4. In case of the cancellation of the registration of the Party, the winding up and dissolution of the Party and the disposition of the property, assets, rights and liabilities of the Party shall be undertaken as prescribed by the Law.

## ARTICLE 24: REPEAL & REPLACEMENT

The GDDP Constitution dated 16<sup>th</sup> August 2024 is hereby repealed and replaced with this constitution.

## ARTICLE 25: TRANSITION

All organs, committees or offices previously existing under the constitution dated 16<sup>th</sup> August 2024 and all appointments or nominations made there under including assets; liabilities or contractual obligations entered into shall remain in force unless otherwise dissolved pursuant to this constitution.

