

FIRST SCHEDULE [Section 6(2)(e), Act No. 21 of 2016, s. 22.]

CODE OF CONDUCT FOR POLITICAL PARTIES

1. Political parties shall, pursuant to Articles 91 and 92 of the Constitution and [Section 8](#) of this Act, subscribe and observe this code of conduct.
2. This code of conduct shall regulate the behavior of members and office holders of political parties, aspiring candidates, candidates and their supporters, promote good governance and eradicate political malpractices.
3. Political competition and co-operation shall be regulated under this code of conduct on the basis of rule of law and universally accepted best practices.
4. Political parties shall—
 - (a) promote policy alternatives responding to the interests, concerns and needs of the citizens of Kenya;
 - (b) respect and uphold the democratic process as they compete for political power so as to implement their policies;
 - (c) promote consensus building in policy decision making on issues of national importance;
 - (d) develop and implement measures for the progressive realization of representation and participation of the special interest groups in decision-making organs; and
 - (e) Implement the affirmative action programmes, policies and strategies relating to political representation contemplated under Article 27(6) of the Constitution.

[Act No. 21 of 2016, s. 22 (a).]

5. Every political party shall—

- (a) respect the right of all persons to participate in the political process including special interest groups;
- (b) respect and promote gender equity and equality, human rights and fundamental freedoms; and
- (c) be tolerant and inclusive in all their political activities.

[Act No. 21 of 2016, s. 22 (b).]

6. Every political party shall—

- (a) Respect, uphold and defend the Constitution of Kenya;
- (b) Respect and uphold this Act and any other written law relating to elections and political parties;
- (c) Respect, uphold and defend their respective political party Constitutions, political party election rules, political party nomination rules and any other political party rules and regulations developed and agreed upon in accordance with this code of conduct;
- (d) Respect, uphold and promote human dignity, equity, social justice, inclusiveness and non-discrimination and protection of the marginalized;
- (e) Respect, uphold and promote human rights and the rule of law;
- (f) Promote national patriotism and national unity;
- (g) Respect, uphold and promote democratic values and principles, performing inclusive participation of party members and accountable representation in governance for the development of the country;
- (h) Respect, uphold and promote good governance, integrity, respect, tolerance,

transparency and accountability;

- (i) Promote co-operation in the political competition;
- (j) Promote sharing and devolution of power and resources;
- (k) Respect, uphold and promote democratic practices through regular free, fair and credible elections within the political party and among others have a democratically elected governing body and political party organs;
- (l) Respect, uphold and promote democratic practices through free, fair and credible political party nominations;

- (m) Respect, uphold and promote leadership and integrity as prescribed in the Constitution of Kenya; and
- (n) Perform transparency and accountability in all its legislation and regulations, structures, procedures and performance.

7 A political party shall not—

- (a) Engage in or encourage violence by its members or supporters;
- (b) Engage in or encourage any kind of intimidation of opponents, any other person or any other political party;
- (c) Engage in influencing peddling, bribery or any other form of corruption;
- (d) Accept or use illicit or illegal money;

- (e) Accept or use public resources other than those allocated to the political party

through the political party fund;

- (f) Advocate hatred that constitutes ethnic incitement, vilification of others or incitement to cause harm;
- (g) Obstruct, disrupt, break-up or in any other way whatsoever interfere with a meeting, demonstration of another political party or its leadership;
- (h) Establish or maintain a para-military force, militia or similar organization or having ar with such organizations; and
- (i) Use State resources for partisan campaigns.

8 A political party shall promote inter-party relations by—

- (a) Ensuring free competition among political parties in respect of different political views and principles;
- (b) Fostering trust and confidence through mechanisms for co-operation;
- (c) Managing and mitigating political differences through constructive dialogue enhancing harmony among the parties; and
- (d) Promoting national reconciliation and building national unity.

This declaration is made to the best of our knowledge, information and belief.

Dated this day of 20

Names and signatures of three party officials:

1. Name

Signature

ID/Passport No.

2. Name

Signature

ID/Passport No.

3. Name

Signature

ID/Passport No.

In the presence of

Commissioner of Oaths/Magistrate