

## **SPECIAL ISSUE**



# **THE KENYA GAZETTE**

**Published by Authority of the Republic of Kenya**

(Registered as a Newspaper at the G.P.O.)

**Vol. CXXI—No. 15**

**NAIROBI, 4th February, 2019**

**Price Sh. 60**

GAZETTE NOTICE No. 1037

### **THE NATIONAL TRANSPORT AND SAFETY AUTHORITY ACT**

(No. 33 of 2012)

#### **APPOINTMENT**

IN EXERCISE of the powers conferred by section 6 (1) (f) and (g) of the National Transport and Safety Authority Act, the Cabinet Secretary for Transport, infrastructure, Housing and Urban Development appoints—

*Under paragraph (f)—*

John Ndege Obwocha  
Catherine Njeri Waweru  
Alice Chepchumba Chesire  
Francis Kiriinya Mwongo

*Under paragraph (g)—*

Moses Nderitu Gachemi  
Meshak Kidenda

to be members of the Board of National Transport and Safety Authority, for a period of three (3) years, with effect from 4th February, 2019.

Dated the 4th February, 2019.

JAMES MACHARIA,  
*Cabinet Secretary for Transport, Infrastructure,  
Housing and Urban Development.*

GAZETTE NOTICE No. 1038

### **THE STATE CORPORATIONS ACT**

(Cap. 446)

#### **NUMERICAL MACHINING COMPLEX LIMITED**

#### **APPOINTMENT**

IN EXERCISE of the powers conferred by the State Corporations Act, the Cabinet Secretary for Industry, Trade and Co-operatives appoints—

BERNARD NJIRU NJIRAINI

to be the Managing Director of the Numerical Machining Complex Limited, for a period of three (3) years, with effect from January, 2019.

Dated the 31st January, 2019.

PETER MUNYA,  
*Cabinet Secretary,  
Ministry of Industry, Trade and Co-operatives.*

GAZETTE NOTICE No. 1039

### **THE CONSTITUTION OF KENYA**

#### **INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION ACT**

(No. 9 of 2011)

#### **THE ELECTIONS ACT**

(No. 24 of 2011)

#### **THE ELECTIONS (GENERAL) REGULATIONS, 2012**

NOTICE OF BY-ELECTION FOR MEMBER OF THE NATIONAL ASSEMBLY  
FOR WAJIR WEST CONSTITUENCY SCHEDULED TO BE HELD ON 25TH  
APRIL, 2019

IN EXERCISE of powers conferred by Articles 84, 85, 88 (4), 97 (1) (a), 99, 101 (4) and 103 (1) (c) of the Constitution of Kenya, sections 2, 5 (b), 13 (3), 16, 22, 24, 32, 33, 38, 43 (5A) and 74 of the Elections Act, 2011 and Regulations 11 (4), 12(1), 13B, 14 and 15, Parts III, V and IX of the Election (General) Regulations, 2012, the Independent Electoral and Boundaries Commission gives notice that:

- (a) Following the Declaration of Vacancy in the office of Member of the National Assembly for Wajir West Constituency vide a letter from the National Assembly Speaker received on Tuesday, 29th January, 2019, there shall be By-election for Wajir West Constituency on Thursday, 25th April, 2019.
- (b) Each Political Party intending to participate in the by-elections shall submit the names of the persons contesting in a party primary and the date of the party primary on or before Monday, 11th February, 2019.
- (c) A public officer who intends to contest in a by-election under this Act shall resign from public office within seven (7) days of

the declaration of a vacancy dated 28th January, 2019 *vide* Gazette Notice No. 808 published on 1st February, 2019.

- (d) The Commission shall publish, in the Gazette, the names of the persons contesting in a party primary and the date of the party primary within seven (7) days of receipt of the names of the candidates.
- (e) Candidates intending to participate in the by-elections as independent candidates shall not have been members of any political party at least three (3) months immediately before the date of the by-election.
- (f) Political parties intending to present candidates in this election shall, after its primaries resolve all intra-party disputes and submit the list of persons nominated to contest in this election to the Commission on or before the Tuesday, 19th February, 2019.
- (g) Candidates intending to participate in this election as independent candidates shall submit their names and symbols that they intend to use during the by-elections for purposes of Nomination of independent candidates to the Commission on or before Monday, 11th February, 2019.
- (h) The Commission shall publish in the Gazette, the names and symbols of persons intending to contest in the election as independent candidates at least fourteen (14) days before the nomination day.
- (i) The days for the nomination of political party candidates and independent candidates for the by-elections shall be on Monday, 25th February, 2019 and Tuesday 26th February, 2019 and the nomination papers shall be delivered by the candidates to the respective Returning Officer between the hours of eight o'clock in the morning and one o'clock in the afternoon and between the hours of two o'clock and four o'clock in the afternoon at the place designated by the Commission.
- (j) Disputes relating to or arising from nominations shall be determined within ten (10) days of the lodging of the dispute with the Commission in any event not later than Thursday, 7th March, 2019.
- (k) The campaign period for purposes of the 25th April, 2019 by-election shall commence on, Monday, 25th February,

2019 and cease on Monday, 22nd April, 2019 being 48 hours before the by-election Day.

- (l) The Campaign time shall run from 7.00 a.m. to 6.00 p.m. during the campaign period.
- (m) Political parties and Independent candidates shall appoint and submit to the Commission the names of their Constituency Elections Agents to the Commission on or before Wednesday, 10th April, 2019.
- (n) The registration and revision of the register of voters for the said electoral areas is suspended until Monday, 6th May, 2019
- (o) If the elections are contested, the poll will take place on the Thursday, 25th April, 2019.

*Notes:*

1. The attention of candidates and persons subscribing nomination papers is drawn to the provisions of Parts III, V, VIII and IX of the Election (General) Regulations, Section 13 (2) and the First Schedule to the Leadership and Integrity Act No. 19 of 2012 and Chapter six of the Constitution of Kenya.

2. Every political party, candidate and every person who participates in the election shall subscribe to and observe the Electoral Code of Conduct set out in the Second Schedule to the Elections Act, 2011.

3. A person guilty of an election offence will be liable to the penalties imposed by the Election Offences Act, 2016 (No. 37 of 2016), the disqualifications imposed thereof and the Constitution of Kenya.

4. The attention of candidates and political parties is drawn to the provisions of section 43 (5A) of the Elections Act, 2011.

5. The attention of candidates is drawn to the provisions of section 26 of the Elections Act, 2011.

6. The attention of Political Parties, Candidates and every person who participates in the election is drawn to section 2 of the Elections Act, 2011 on the Campaign Period.

Dated the 4th February, 2019.

W.W. CHEBUKATI,

*Chairperson, Independent Electoral and Boundaries Commission.*

GAZETTE NOTICE NO. 1040

THE CONSTITUTION OF KENYA  
THE INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION ACT  
(No. 9 of 2011)  
THE ELECTIONS ACT  
(No. 24 of 2011)  
THE ELECTIONS (GENERAL) REGULATIONS, 2012  
(L.N. 128/2012 and L.N. 72/2017)

APPOINTMENT OF RETURNING OFFICER AND DEPUTY RETURNING OFFICERS FOR PURPOSES OF THE BY-ELECTION FOR MEMBER OF THE NATIONAL ASSEMBLY FOR WAJIR WEST CONSTITUENCY SCHEDULED TO BE HELD ON 25TH APRIL, 2019.

IN EXERCISE of the powers conferred by Articles 88 (4) and 101 (4) (b) of the Constitution, section 11 of the Independent Electoral and Boundaries Commission Act, 2011, sections 39 (1) and (1A) (i) of the Elections Act, 2011 and Regulation 3 of the Elections (General) Regulations, 2011, the Independent Electoral and Boundaries Commission appoints the Returning Officer and Deputy Returning Officers named in the 8th Column of the Schedule for purposes of the 25th April, 2019 by-election exercise for Member of the National Assembly for Wajir West Constituency.

SCHEDULE

County Code	County Name	Constituency Code	Constituency Name	County Assembly Ward Code	County Assembly Name	Designation	Name of Officer	ID. No.
08	Wajir	36	Wajir West	-	-	Returning Officer	Joseph Leboo Masindet	20453919
						Deputy Returning Officer	Ibrahim Adan Osman	21379715
						Deputy Returning Officer	Kassim Billow Adan	24319783

W.W. CHEBUKATI,

*Chairperson, Independent Electoral and Boundaries Commission.*