



THE PRESIDENCY
EXECUTIVE OFFICE OF THE PRESIDENT
CHIEF OF STAFF AND HEAD OF THE PUBLIC SERVICE

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Ref. No.
and date

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OP/CAB. 20/7A

5th May, 2016

All Cabinet Secretaries
The Attorney General
The Chairperson, Public Service Commission of Kenya
The Director General, National Intelligence Service
Director of Public Prosecutions
All Principal Secretaries
Inspector General, National Police Service
The Chief Registrar of the Judiciary
The Chairpersons and Members of Independent Commissions/Bodies
The Clerk, Senate
The Clerk, National Assembly
The Chief Executive Officer, Council of Governors
All Chief Executive Officers, State Corporations
All Regional Coordinators
All County Commissioners
All County Secretaries

**RESIGNATION FROM OFFICE BY PUBLIC SERVANTS SEEKING ELECTIVE
POSTS IN 2017 GENERAL ELECTIONS**

Reference is made to:

1. The decision of the High Court in Petition No.1 of 2017 (***Erick Cheruiyot vs. IEBC, PSC, COS, AG***) in which the court declared "a public officer can only leave office to participate in the election process on nomination for the general election or conclusion of the nomination process for the said general election".

2. The directives of the Independent Electoral and Boundaries Commission (IEBC) requiring political parties to submit their candidates' names on or before 10th May, 2017 while independent candidates submit their symbols and the notice of intention to vie as an independent candidate on or before 8th May, 2017.

3. The Public Officer Ethics Act (Section 16(2)) and the Election Offences Act (Section 15) prohibiting the participation of public officers in political activity.

Consequently, all public officers intending to vie as political party and independent candidates in the 8th August, 2017 general election are notified that they are expected to submit their resignation from office **on or before 8th May, 2017** (for independent candidates) and **10th May, 2017** (for political party candidates).

Resignation notices are to be submitted to respective Authorized Officers with a copy of the Public Service Commission, respective County Public Service Boards and this Office. All such resigning officers are to restrain from engaging in the activities of their respective entities or in any way holding themselves out as acting in an official capacity. All assets and resources issued in the course of service must be surrendered forthwith.

Please bring the content of this circular to all staff working under you.



JOSEPH K. KINYUA, EGH
CHIEF OF STAFF AND HEAD OF THE PUBLIC SERVICE

Copy to: Mr. Wafula Chebukati
Chairman
Independent Electoral and Boundaries Commission (IEBC)
NAIROBI