Independent Electoral and Boundaries Commission (IEBC)

Privacy Notice

1. Introduction

The **Independent Electoral and Boundaries Commission (IEBC)** is a constitutional body established under **Article 88 of the Constitution of Kenya (2010)**. This Privacy Notice explains how the Commission collects, uses, stores, discloses, and safeguards personal data in accordance with the **Data Protection Act, 2019** and other applicable laws.

IEBC is committed to upholding privacy, confidentiality, and data protection standards in all its operations. This Notice applies to all individuals whose personal information is collected and processed by the Commission.

2. Personal Data Collected

The Commission collects and processes different categories of personal data depending on the purpose of interaction. These may include:

- **Identification Information:** Full name, national ID number, date of birth, gender, and nationality.
- **Contact Details:** Physical address, telephone number, and email address.
- **Biometric Information:** Fingerprints, iris, facial images, and other biometric identifiers used during voter registration and verification.
- **Employment and Staff Data:** Employee and temporary staff records, including payroll and recruitment data.
- **Political Data:** Information on political candidates, party agents, and representatives as required by law.
- **Other Data:** Data provided through correspondence, public inquiries, or complaints.

3. Purpose of Data Collection

IEBC collects and processes personal data to fulfill its constitutional and legal mandates. These include:

- Voter registration and management of the **Register of Voters**.
- Voter verification during elections and referenda.
- Recruitment and management of election officials and staff.
- Electoral boundary delimitation and mapping.
- Managing election logistics, materials, and technology.
- Conducting civic education and public engagement.
- Compliance with statutory, regulatory, and constitutional obligations.

4. Legal Basis for Processing

IEBC processes personal data lawfully under the following legal bases:

- Performance of a **constitutional or statutory duty** under the **Constitution of Kenya (2010)**.
- **Public interest** tasks related to conducting free and fair elections.
- **Consent of the data subject**, where processing is not otherwise mandated by law.
- **Compliance with legal obligations** under the Data Protection Act, 2019, and other applicable statutes.

5. Data Retention and Security

IEBC ensures that personal data is:

- Collected for explicit and legitimate purposes.
- Retained only as long as necessary for the purpose for which it was collected or as required by law.
- Protected through administrative, technical, and physical controls to prevent unauthorized access, loss, or misuse.

Data retention periods vary depending on the type of record, legal mandates, and operational requirements.

6. Sharing and Disclosure of Data

IEBC may share personal data under specific, lawful circumstances, including:

- With **government agencies** such as the Registrar of Persons for identity verification.
- With **law enforcement agencies** where data sharing is required by law.
- With **service providers** and contractors who perform services on behalf of IEBC under strict confidentiality and None disclosure agreements.

The Commission does **not sell, lease, or commercially exploit** personal data under any circumstances.

7. Data Subject Rights

Under the **Data Protection Act, 2019**, individuals whose personal data is collected by IEBC have the following rights:

1. **Right to be informed** about how their data is collected and used.
2. **Right of access** to their personal data held by the Commission.
3. **Right to rectification** of inaccurate or incomplete information.
4. **Right to object** to certain types of data processing.
5. **Right to erasure** ("right to be forgotten"), where applicable and lawful.

To exercise these rights, individuals may submit a written request to the Commission

8. Contact Information

For any inquiries, requests, or concerns regarding this Privacy Notice or the processing of your personal data, please contact:

Data Protection Officer (DPO)
Independent Electoral and Boundaries Commission (IEBC)
Anniversary Towers, University Way
P.O. Box 45371 – 00100, Nairobi, Kenya
Dpo@iebc.or.ke
https://www.iebc.or.ke

9. Amendments to this Privacy Notice

IEBC reserves the right to amend or update this Privacy Notice at any time to reflect changes in legal, operational, or policy requirements. The most recent version will always be available on the IEBC official website at https://www.iebc.or.ke.