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REPUBLIC OF KENYA

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ACTS, 2022

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P. O. Box 16443 – 00100,
NAIROBI, KENYA
TEL: 2719231 FAX: 2712884

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THE KENYA ROADS (AMENDMENT) ACT,

No. 3 of 2022

Date of Assent: 24th February, 2022
Date of Commencement: 21st March, 2022

AN ACT of Parliament to amend the Kenya Roads Act
and for connected purposes

ENACTED by the Parliament of Kenya, as follows—

1. This Act may be cited as the Kenya Roads (Amendment) Act, 2022.

2. Section 13 of the Kenya Roads Act (in this Act
referred to as the “principal Act”) is amended in subsection
(3) by deleting the word “three” appearing immediately
after the words “term of” and substituting therefor the word
“five”.

3. The principal Act is amended by repealing section
14 and replacing therefor the following new section—

14. A person shall be qualified for
appointment as a Director-General if the person—

(a) holds a bachelor’s degree in civil
engineering and a Masters’ degree
from a university recognized in
Kenya;

(b) is registered with the Engineers
Board of Kenya;

(c) has at least fifteen years’
experience with at least ten years
post-registration experience in
highway and road engineering;

(d) has at least ten years experience in
a managerial position within the
roads sector; and

(e) satisfies the requirements of
Chapter Six of the Constitution.
4. Section 38 of the principal Act is amended—

(a) in subsection (2) by deleting the expression “Controller and Auditor-General in accordance with the Public Audit Act, 2003” and substituting therefor the expression “Auditor-General in accordance with the Public Audit Act, 2015”;

(b) in subsection (3) by deleting the expression “Public Audit Act, 2003” and substituting therefor the expression “Public Audit Act, 2015”;

(c) in subsection (4) by deleting the words “Controller and” appearing immediately after the words “audit, the”; 

(d) in subsection (5) by deleting the words “Controller and” appearing immediately after the words “provide the”; and

(e) in subsection (6) by deleting the words “Controller and” appearing immediately after the word “The”.

5. Section 44 of the principal Act is amended in subsection (2) by—

(a) deleting the words “Controller and” appearing immediately after the words “report of the ” in paragraph (b); and

(b) deleting the words “Controller and” appearing immediately after the words “by the” in paragraph (c).

6. A person who, immediately before the commencement of this Act, held office as a Director-General shall be deemed to be appointed under this Act and serve for the unexpired period of his or her term.