



REPUBLIC OF KENYA

KENYA GAZETTE SUPPLEMENT

ACTS, 1988

NAIROBI, 1st JULY, 1988

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**THE NATIONAL CONSTRUCTION CORPORATION
(REPEAL) ACT, 1988**

No. 2 of 1988

Date of Assent: 27th June, 1988

Date of Commencement: 1st July, 1988

An Act of Parliament to repeal the National Construction Corporation Act and for connected purposes

ENACTED by the Parliament of Kenya as follows:—

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| <p>1. This Act may be cited as the National Construction Corporation (Repeal) Act, 1988.</p> | Short title. |
| <p>2. The National Construction Corporation Act is repealed.</p> | Repeal of Cap. 493. |
| <p>3. (1) The funds, assets and other movable and immovable property of the Corporation shall vest in the Government.</p> | Transitional provisions. |
| <p>(2) Every public officer empowered to effect or amend any entry in any register relating to property, or to issue or amend any entry in any register relating to property, or to issue or amend any certificate or other document affecting or evidencing title to property shall do everything necessary under the law to transfer any property vested in the Government by this section.</p> | |
| <p>(3) All rights, powers, liabilities and duties whether arising under any written law or otherwise, vested in, imposed on, or enforceable by or against the Corporation are transferred to, vested in, imposed on or enforceable by or against the Government.</p> | |
| <p>(4) Any action, suit or legal or arbitration proceedings, or any application to any authority, by or against the Corporation shall not abate, be discontinued or be prejudicially affected because of this Act but may be prosecuted or continued by or against the Government, and any judgment or award obtained by or against the Corporation and not fully satisfied shall be enforceable by or against the Government.</p> | |

(5) In any legal or arbitration proceedings concerning any right or liability transferred to or vested in the Government by this Act, a certificate by the accounting officer of the Ministry for the time being responsible for public works that the right or liability has been so transferred or vested shall be *prima facie* evidence thereof.

(6) Any reference in any written law, or in any document or any instrument, to the Corporation or to the dissolved National Construction Corporation Limited shall be read and construed as a reference to the Government.

(7) All directions, orders, rules, appointments, requirements, authorizations and other things given, made or done or deemed under the repealed Act to have been given, made or done by the Corporation shall be deemed to have been given, made or done by the Government.

(8) Every member of the staff of the Corporation not under notice of dismissal shall under the written law governing employment in the public service become a member of the public service on the terms and conditions of service applicable under the public service.