

THE NATIONAL TRANSPORT AND SAFETY AUTHORITY ACT

(No. 33 of 2014)

IN EXERCISE of the powers conferred by section 54 of the National Transport and Safety Authority Act, the Cabinet Secretary for Transport and Infrastructure, in consultation with the National Transport and Safety Authority Board makes the following Regulations:—

THE NATIONAL TRANSPORT AND SAFETY AUTHORITY
(OPERATION OF PUBLIC SERVICE VEHICLES) (AMENDMENT
NO. 2) REGULATIONS, 2014

1. These Regulations may be cited as the National Transport and Safety Authority (Operation of Public Service Vehicles) (Amendment No. 2) Regulations, 2014.

2. Regulation 2 of the National Transport and Safety Authority (Operation of Public Service Vehicles) Regulations, 2014, in these Regulations referred to as the principal Regulations are amended—

L.N. 23 of 2014.

(a) by inserting the following new definition in the proper alphabetical order—

“innovative decorations” means any pictures, words, symbols or lighting which is painted, sprayed, drawn or affixed to the body of a Public Service Vehicle, whether in one or several colours;

(b) in the definition of the word “Commuter Service Vehicle” by deleting the words “of a city or other urban area or between such city or urban area and its satellite towns” and substituting therefore the words “Nairobi city, Mombasa city and Kisumu city and Nakuru town, Machakos town, Eldoret town, Thika town and such other urban areas as may be determined by the Cabinet Secretary from time to time.”

3. Regulation 7 of the Principal Regulations is amended—

(a) in paragraph (j) by inserting the words “in letters not less than ten inches in height and in such a colour as to be visible by day from a distance of at least two hundred and seventy five

- eters” immediately after the words “vehicle operates”;
- (b) by inserting the following new paragraphs immediately after paragraph (k)—
- (l) ensure that all innovative decorations are not offensive;
 - (m) ensure that no innovative decorations are painted, sprayed, drawn on or affixed to any window, the front and back windscreens, lights, indicators or chevrons of the vehicle.
 - (n) ensure that none of the passenger, co-driver and driver windows, the front and back windscreens, lights, indicators or chevrons of the vehicle are tinted or painted, sprayed or drawn on any innovative decorations;
 - (o) ensure that innovative decorations do not have reflective properties; and
 - (p) ensure that no additional exterior and interior lighting is affixed other than those affixed by the manufacturer of the vehicle.

4. Regulation 9 of the principal Regulations is amended by—

- (a) renumbering regulation 9 as regulation 9(1);
- (b) inserting the following new paragraphs immediately after regulation 9(1)—

(2) The Authority shall not license any new Public Service Vehicle as Commuter Service Vehicle whose seating carrying capacity is less than twenty-five passengers.

(3) The Authority shall not, with effect from the 1st January, 2016, renew the licence of any Public Service Vehicle whose seating carrying capacity is less than twenty five passengers.

5. Legal Notice No. 111 of 2006 and Legal Notice No. 209 of 2010 are revoked.

Made on the 15th December, 2014.

MICHAEL KAMAU,
Cabinet Secretary for Transport and infrastructure.
