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**SPECIAL ISSUE**

*Kenya Gazette Supplement No. 78 (National Assembly Bills No. 13)*

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REPUBLIC OF KENYA

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**KENYA GAZETTE SUPPLEMENT**

**NATIONAL ASSEMBLY BILLS, 2021**

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**NAIROBI, 30th April, 2021**

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**THE KENYA ROADS (AMENDMENT) BILL, 2021**

**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, 2021. Short title.

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”. Amendment of  
section 13 of No.  
2 of 2007.

3. The principal Act is amended by repealing section 14 and replacing therefor the following new section— Repeal and  
replacement of  
section 14 of No.  
2 of 2007.

Qualification of  
Director-General.      **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 experiment in 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—
- Amendment of  
section 38 of No.  
2 of 2007.
- (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—
- Amendment of  
section 44 of No.  
2 of 2007.
- (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).