



# Ministry of Roads and Transport

## State Department for Transport

### PUBLIC NOTICE

#### NOTIFICATION OF REGULATORY IMPACT STATEMENTS ON THE PROPOSED TRAFFIC AND TRANSPORT REGULATIONS, 2025

**PURSUANT** to section 8 of the Statutory Instruments Act (No. 23 of 2013), the Cabinet Secretary for Roads and Transport hereby notifies the public that Regulatory Impact Statements (RIS) have been prepared for the following proposed statutory instruments to assess their likely impact on the public, businesses, and transport stakeholders:

- (a) Traffic (Motor Vehicle Inspection) Rules, 2025;
- (b) Traffic (School Transport) Rules, 2025;
- (c) Traffic (Drink Driving) Regulations, 2025; and
- (d) National Transport and Safety Authority (Operation of Commercial Service Vehicles) Regulations, 2025

	INSTRUMENT AND OBJECTIVE	KEY HIGHLIGHTS
1	<p>Traffic (Motor Vehicle Inspection) Rules, 2025.</p> <p><b>Objective</b></p> <p>The objective of the proposed Rules is to provide a structured legal framework for the annual inspection of both private and publicmotor vehicles, aimed at promoting roadworthiness, reducing emissions, and enhancing the overall safety of road transport.</p>	<ul style="list-style-type: none"><li>- Provide for annual inspection tests for private vehicles over 4 years from the date of manufacture and public and commercial vehicles.</li><li>- Provide for the different types of inspection including but not limited to salvage vehicles, pre-registration, post-accident, and change-of-particulars inspections.</li><li>- Standardization of the motor vehicle inspection process including the applicable standards.</li><li>- Qualifications and licensing of Motor Vehicle Inspectors.</li><li>- Regulation of motor vehicle inspection process.</li><li>- Outsourcing and licensing of private motor vehicle testing centers.</li><li>- Anchorage of the Inspection manual.</li><li>- Introduction of penalties and enforcement mechanisms for non-compliance with inspection requirements.</li></ul>
2	<p>National Transport and Safety Authority (Operation of Commercial Service Vehicles) Regulations, 2025.</p> <p><b>Objective.</b></p> <p>The objective of these Regulations is to enhance the regulation, licensing, and operational standards of commercial service vehicles in Kenya to promote accountability, safety, and professionalism in road transport.</p>	<ul style="list-style-type: none"><li>- Establish licensing requirements for commercial vehicle owners, operators, and drivers.</li><li>- Responsibilities of Commercial Service Vehicle Owners or Carriers or Operators including maintenance, employment of qualified drivers, road safety awareness, maximum driving hours and reporting procedures.</li><li>- Introduce mandatory requirements for commercial vehicles including insurance, telematics, retroreflective markings and underide protection devices.</li><li>- Requirements for commercial vehicle drivers including licensing, maximum driving hours, pre and post inspections and display of triangles in cases of accidents.</li><li>- Requirements for loading cargo and securement and parking.</li><li>- Power of the Authority to tow stall vehicles including costs to the owner.</li></ul>
3	<p>Traffic (School Transport) Rules, 2025</p> <p><b>Objective.</b></p> <p>The objective of the proposed Rules is to provide a comprehensive framework for the safe, professional, and regulated transportation of school-going children in Kenya</p>	<ul style="list-style-type: none"><li>- Establish a licensing framework for school transport providers and vehicles</li><li>- Licensing of school transport providers.</li><li>- Prescribe minimum safety standards and vehicle requirements, including seat belts, fire extinguishers, and telematics systems</li><li>- Define obligations of school transport providers including insurance, maintenance records, employment of qualified drivers, passenger manifest, accident reporting obligations and road safety awareness.</li><li>- Define the conduct and responsibilities of drivers, attendants, and crossing guards;</li><li>- Prescribe standards for school transport vehicles including their construction, inspection, color, vehicle telematics, stop arms and signage.</li><li>- Establish operational protocols for the operation of school transport including operational times, permitted passengers and general operation while transporting children.</li><li>- Regulate the operation of motorcycles used in transportation of school children including the requirement of protective gear.</li></ul>
4	<p>Traffic (Drink Driving) Regulations, 2025.</p> <p><b>Objective.</b></p> <p>The objective of the Regulations is to strengthen the legal and enforcement framework for preventing and penalizing driving under the influence of alcohol.</p>	<ul style="list-style-type: none"><li>- Prescribed limits for drivers of private vehicles.</li><li>- Prescribed limits for different categories of drivers ie private, PSVs, Commercial Service Vehicles and School Transport Service Vehicles drivers.</li><li>- Alcohol testing – provision of specimens for analysis.</li><li>- Use of the breathalyzer device.</li><li>- Protection of persons under treatment.</li><li>- Provide for a graduated penalty regime for repeat offenders, including suspension and revocation of driving licenses</li></ul>

This is to request the public to take note of **Gazette Notice No.7856**, dated **4<sup>th</sup> June 2025**, and invite all persons likely to be affected by the proposed Regulations to submit written comments.

The draft Regulatory Impact Statements and proposed Regulations are available on the Ministry of Roads and Transport website: **www.transport.go.ke** and on the NTSA website: **www.ntsa.go.ke**. Hard copies may also be requested at the Ministry Headquarters, Transcom House, Ngong Road, Nairobi during working hours.

Members of the public are encouraged to submit their comments and proposals through written submissions or memoranda addressed to the Ministry via email or physical submission at any Ministry of Roads and Transport or NTSA offices.

Please send your written comments to:

**The Principal Secretary**  
**State Department for Transport**  
**Ministry of Roads and Transport**  
**Transcom House, Ngong Road**  
**P. O. Box 52692-00200, Nairobi**  
**E-mail: info@transport.go.ke**  
**Telephone: +254-20-2729200 , Website: www.transport.go.ke**

or  
Email: **info@transport.go.ke**  
Copy to: **comments@ntsa.go.ke**

The deadline for submission of comments is **8<sup>th</sup> July, 2025**

**Davis Chirchir, E.G.H.**  
**Cabinet Secretary**  
**Ministry of Roads and Transport**