“Board” means the Water Services Regulatory Board established under section 46 of the Act.

3. (1) There is imposed a levy to be known as the Water Services Levy which shall comprise one per cent (1%) of all sales of water services to consumers by each water service provider operating under the Act.

(2) The purpose of the levy is to finance the operations of the Board.

4. (1) The Water service provider shall be a remitter for purposes of collecting the levy.

(2) Each water service provider shall, on or before the fifteenth day of each month, remit to the Board the amount received by way of the levy in respect of the immediately preceding month.

(3) The manner of remittance of the levy shall be by way of deposit of the same into an account of the Board established for the purpose in accordance with instructions issued by the Board.

5. The water service provider shall maintain or cause to be maintained a monthly record of the sales of water services and the levy received in respect thereof, and shall forward such record to the Board.

6. Where the water service provider fails to remit any amount due and payable by way of the levy on or before the date specified in these regulations, a penalty of one per cent (1%) of the outstanding amount shall be added to the amount due for each month or part thereof during which it remains unpaid.

Dated the 18th March, 2008.

JOHN MUNYES,
Minister for Water and Irrigation.

LEGAL NOTICE NO. 37
THE TRAFFIC ACT
(Cap. 403)

IN EXERCISE of the powers conferred by Section 72 (j) of the Traffic Act, the City Council of Nairobi makes the following By-laws:

THE CITY OF NAIROBI (OMNIBUS STATIONS) AMENDMENT BY-LAWS, 2008

1. These By-laws may be cited as the City Council of Nairobi (Omnibus Stations) Amendment By-laws, 2008.

2. In these By-laws, except where the context otherwise requires—

“council” means the City Council of Nairobi;
“country omnibus” means an omnibus carrying passengers for hire or reward departing to or arriving from any place outside the city;

“country bus stop” means a stopping place designated and appointed as a country omnibus stop under section 102 (4) of the Act;

“omnibus” means a public service vehicle licensed under Part XI of the Act having seating accommodation for more than seven passengers exclusive of the driver, and include a country omnibus;

“omnibus station” means any station that is established by the council from time to time;

“owner” means any person whether a company or association or body of persons corporate or incorporate in whose name an omnibus is registered and, in the case of an omnibus subject to a hire purchase agreement, includes the hirer under the agreement;

“station supervisor” means the person appointed in writing by the council to manage, control and supervise the omnibus station or omnibus stations specified in such appointment and includes his duly authorized assistant;

“town clerk” means the person for the time being holding the office of the town clerk of the council, his deputy and any other officer of the council authorized by the town clerk in writing for the purpose of these by-laws.

3. (1) No driver of an omnibus when carrying passengers for hire or reward shall, without the prior written permission of the Town Clerk, start or terminate any journey at any place other than an omnibus station.

(2) Every driver of an omnibus when carrying passengers for hire or reward shall follow such routes as are laid down by the Council for the purpose of starting or terminating any journey.

4. No driver of omnibus when carrying passengers for hire or reward, once having departed from an omnibus station, shall return to that omnibus station until he has completed the scheduled journey in respect of such departure.

5. No omnibus, whilst plying for hire or reward and carrying passengers, shall, without the prior written permission of the Town Clerk, be parked in any place other than an omnibus station:

Provided that nothing in this by-law shall apply to any omnibus standing at any stopping place designated as an omnibus stop for the purpose only of—

(o) Picking up passengers on the outward journey for destinations outside the omnibus station; or

(b) Setting down passengers from outside the omnibus station on the onward journey.

6. (1) An owner of an omnibus utilizing an omnibus station shall furnish the Town Clerk with a copy of his operative timetable
indicating the scheduled times of arrival and departure of all services, and the Town Clerk may in his discretion approve such a timetable.

(2) Before the Town Clerk approves a submitted timetable he may, if he deems necessary require that amendments and alterations be made to it in the interests of the efficient and smooth running of an omnibus station.

(3) An owner of a motor omnibus shall adhere to his approved timetable.

(4) No motor omnibus shall remain within the omnibus station for a period exceeding one hour or such other period as the council may from time to time determine.

(5) Where the approved timetable provides an interval exceeding one hour between the arrival and departure of any motor omnibus, such omnibus shall be removed from the omnibus station to a lawful place of parking not being a parking provided adjacent to a carriage way and it shall not be returned to the omnibus station earlier than thirty minutes before departure time.

7. (1) All motor omnibuses within an omnibus station shall be under the directions of a station supervisor and the drivers of any such omnibus shall at all times comply with and obey all instruction directions and orders given by the station supervisor in respect of the place and manner of parking, the time of departure and arrival and any other matters conducive to the efficient and safe operation of an omnibus station.

(2) No motor omnibus once having been parked in a parking bay shall be removed from such a bay without the express permission of the station supervisor except when starting a journey.

(3) The Council may from time to time lay down conditions covering such matters as are referred to in paragraph (1) of this by-law and may cause such conditions to be prominently displayed at an omnibus station.

8. (1) Where a motor omnibus is left in an omnibus station otherwise than in the manner authorized by part VIA of the Act or by these by-laws, the station supervisor or a police officer may have the same removed and kept in safe custody.

(2) An owner of a motor omnibus removed in pursuance of Paragraph (1) of this by-law shall not be entitled to recover the same until he has paid to the council such a fee as shall be approved by the council from time to time.

9. Any person including an employee of the owner of an omnibus but not the owner of an omnibus who boards or is in an omnibus shall be deemed to be there for the purpose of being carried therein for hire or reward.

10. No person shall use, or cause to be used any motor omnibus parked in the omnibus station for purpose of effecting any sale.
purchase or exchange of any goods.

11. Where six or more persons are waiting to enter a motor omnibus at an omnibus station they shall form a queue, and no person shall enter or attempt to enter an omnibus ahead of any person in such a queue.

12. Every person in an omnibus shall comply with and obey all lawful instructions, directions or orders given by a station supervisor for the purpose of controlling or supervising the omnibus station.

13. No person shall deposit or cause to be deposited in an omnibus station any refuse or garbage otherwise than in a receptacle provided for that purpose by the council.

14. No person at an omnibus station or at a country omnibus station shall—

(a) willfully interfere with or obstruct a station supervisor acting in the performance of his duties;

(b) willfully interfere with or obstruct any person alighting from or entering or intending to board an omnibus;

(c) enter or attempt to board an omnibus otherwise than by the doors provided for that purpose;

(d) willfully obstruct any driver or conductor of an omnibus from acting in the performance of his duty as a driver or conductor;

(e) otherwise behave in a disorderly manner.

15. No person shall, within an omnibus station—

(a) urinate in a place other than a lavatory;

(b) interfere with or molest any other person;

(c) tout or shout or call out for customers;

(d) cause any disturbance or use any offensive, injurious or unbecoming language;

(e) damage, deface, foul, misuse or interfere with any part of such omnibus station or any equipment, fitting or fixture provided thereon or therein;

(f) spit;

(g) play games or enter therein or thereabouts;

(h) operate or cause or suffer to be operated an instrument fitted into an omnibus capable of giving audible and efficient warning of its approach or position in such a manner as to be so loud and so continuous or repeated as to cause annoyance and to be a nuisance to the public.
16. Where ticket offices are provided by the Council on payment of rent, no person shall within or in the vicinity of an omnibus station buy or sell a ticket or any document purporting to entitle a person to travel on any omnibus except at such ticket offices.

17. No omnibus shall depart from the omnibus station until every passenger therein has been issued with a ticket for his journey.

18. No person shall hawk, solicit or carry on any trade within or in the vicinity of an omnibus station except with the prior written permission of the Town Clerk.

19. The Council may provide suitable trading facilities in an omnibus station and such facilities may be let or hired out upon such conditions as it may from time to time determine.

20. (1) The owner of any omnibus using an omnibus station shall pay to the Council such fees as the council may prescribe with the approval of the Minister.

(2) For the purpose of this by-law any omnibus driven into an omnibus station shall be deemed to be using the omnibus station.

(3) No person shall drive an omnibus into an omnibus station when the fee due in respect thereof has not first been paid.

21. (1) In the case of a first offence, to a fine not exceeding two thousand Kenya shillings, or imprisonment for a term not exceeding six months, or to both such fine and imprisonment; or

(2) In the case of a second or subsequent offence, to a fine not exceeding three thousand Kenya shillings, or imprisonment for a term not exceeding nine months, or to both such fine and imprisonment.


23. The following are the authorized routes and designated parking areas for omnibuses:

<table>
<thead>
<tr>
<th>Terminal</th>
<th>Route</th>
<th>Destination</th>
<th>Route Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Circular</td>
<td>CBD Shuttle A</td>
<td>Circular within CBD</td>
<td>Muthurwa-Globe Cinema Roundabout (via Haile Selassie Avenue-Moi Avenue-Muranga Road) Community (via Tom Mboya Street - Cabral Street-Moi Avenue - Kenyatta Avenue - Moi Avenue-Ngong Road) and back to Muthurwa (via Ngong Road - Haile Selassie Avenue)</td>
</tr>
<tr>
<td>Circular</td>
<td>CBD Shuttle B</td>
<td>Circular within CBD</td>
<td>Muthurwa-Community (via Haile Selassie Avenue and Ngong road) Globe Cinema Roundabout (via Ngong Road-Kenyatta Avenue - Moi Avenue-Muranga Road) and back to Muthurwa (via Tom Mboya Street - Moi Avenue - Haile Selassie Avenue)</td>
</tr>
<tr>
<td>Terminus</td>
<td>Route</td>
<td>Destination</td>
<td>Route Description</td>
</tr>
<tr>
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<td>-----------------------------------------------------------------------------------</td>
</tr>
<tr>
<td>Muthurwa</td>
<td>19&quot;C&quot;</td>
<td>Komarock</td>
<td>Komarock Estate-Kangundo Road - Outer Ring Road - Jogoo Road - Muthurwa</td>
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<tr>
<td>Muthurwa</td>
<td>19/60</td>
<td>Kayole</td>
<td>Kayole Estate - Kangundo Road - Outer Ring Road - Jogoo Road - Muthurwa</td>
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<tr>
<td>Muthurwa</td>
<td>19/61</td>
<td>Kayole</td>
<td>Kayole Estate - Kangundo Road - Outer Ring Road - Jogoo Road - Muthurwa</td>
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<tr>
<td>Muthurwa</td>
<td>60/35</td>
<td>Umoja</td>
<td>Umoja Estate - Kangundo Road - Outer Ring Road - Jogoo Road - Muthurwa</td>
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<td>Muthurwa</td>
<td>39</td>
<td>Ruai</td>
<td>Ruai - Kangundo Road - Outer Ring Road - Jogoo Road - Muthurwa</td>
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<td>Muthurwa</td>
<td></td>
<td>Kangundo</td>
<td>Kangundo Road - Outer Ring Road - Jogoo Road - Muthurwa</td>
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<td>Muthurwa</td>
<td>10</td>
<td>Maringo</td>
<td>Maringo - Jogoo Road - Muthurwa</td>
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<tr>
<td>Muthurwa</td>
<td>33</td>
<td>Embakasi</td>
<td>Embakasi - Airport North - Outer Ring Road - Jogoo Road - Muthurwa</td>
</tr>
<tr>
<td>Muthurwa</td>
<td>34 &quot;B&quot;</td>
<td>Green Field/Sahara</td>
<td>Green Field/Sahara - Outer Ring Road - Jogoo Road - Muthurwa</td>
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<tr>
<td>Muthurwa</td>
<td>58</td>
<td>Buru Buru</td>
<td>Buru Buru - Mumias Road - Jogoo Road - Muthurwa</td>
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<tr>
<td>Muthurwa</td>
<td>36</td>
<td>Dandora</td>
<td>Dandora - Komarock Road - Mumias Road - Muthurwa</td>
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<td>Muthurwa</td>
<td>56</td>
<td>Kariobangi South</td>
<td>Kariobangi South - Heshima Road - Jogoo Road - Muthurwa</td>
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<td>Muthurwa</td>
<td>23</td>
<td>Outer Ring Estate</td>
<td>Outer Ring Estate - Mumias Road - Buru Buru Road - Heshima Road - Jogoo Rd - Muthurwa</td>
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<td>Muthurwa</td>
<td>71</td>
<td>Lunga Lunga</td>
<td>Lunga Lunga - Likoni Road - Jogoo Road - Muthurwa</td>
</tr>
<tr>
<td>Hakati Road Terminus</td>
<td>11</td>
<td>South B</td>
<td>From South B: Dunga Road - Bunyala Road - Uhuru Highway - Haile Sellassie Avenue - Race course Road - Uyoma road - Hakati. From Hakati Road Terminus: Hakati Road - Mfangano Street - Ronald Ngala Street - Moi Avenue - Haile Sellassie Avenue - Uhuru Highway - Bunyala Road - Dunga Road - South B.</td>
</tr>
<tr>
<td>Terminus</td>
<td>Route</td>
<td>Destination</td>
<td>Route Description</td>
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<tr>
<td>Hakati Road Terminus</td>
<td>33B (Via Mombasa Road)</td>
<td>Embakasi</td>
<td>Embakasi-North Airport Road-Mombasa Road-Uhuru Highway-Haille Selassie Avenue-Race course Road-Uyoma Road-Hakati</td>
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<tr>
<td>Muthurwa</td>
<td>69/72</td>
<td>Enterprise Road (Industrial Area)</td>
<td>Enterprise Road-Lusaka Road-Muthurwa</td>
</tr>
</tbody>
</table>

Amended on 18th March, 2008.

J. GAKUO,
Town Clerk.
City Council of Nairobi.

Approved on 19th March, 2008.

UHURU KENYATTA,
Minister for Local Government: