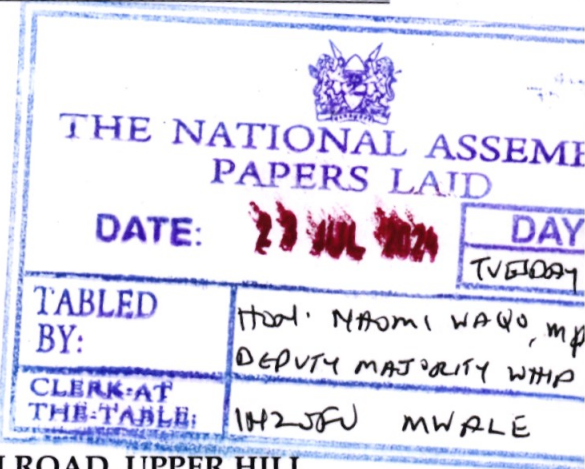


ANNEX 1 A

THE KENYA ROADS BOARD

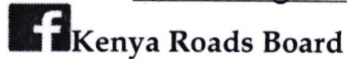


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REPORT ON PUBLIC PARTICIPATION ON THE REVIEW OF THE ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

REGION

		Date	Signature
Prepared by:	Eng. Alphonse Odera - Deputy Director, Nyanza	9th July, 2024	
Reviewed by	Catherine Kassim- DDBLS	9th July, 2024	
Approved by:	R.Mohamed, MBS Director General	9th July, 2024	



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ANNEX 1 "A"

THE KENYA ROADS BOARD



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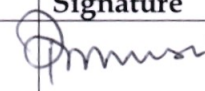
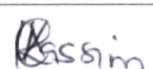
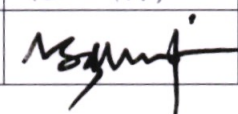
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 Kenya Roads Board

REPORT ON PUBLIC PARTICIPATION ON THE REVIEW OF THE ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

NYANZA REGION

		Date	Signature
Prepared by:	Eng. Alphonse Odera - Deputy Director, Nyanza	9 th July, 2024	
Reviewed by	Catherine Kassim- DDBLS	9 th July, 2024	
Approved by:	R.Mohamed, MBS Director General	9 th July, 2024	



1.0 INTRODUCTION

The Ministry of Roads and Transport in consultation with National Treasury proposed an amendment to the Road Maintenance Levy Fund (imposition of levy) order, 2016 by increasing the road maintenance levy on petrol and diesel. Pursuant to article 10 of the constitution of Kenya on public participation the Ministry, through a gazette notice, invited members of the public and stakeholders to various public participation forum to be conducted on Monday, 8th July 2024 from 9.00am - 5.00pm at Nairobi (Ministry HQ) and various regional offices. As one of the KRB regions in the country, responsible for administering the fuel levy, Nyanza regional office conducted the public participation forum on the review of the RMLF (imposition of levy) order, 2016, at the regional office located in Kisumu at the Lake Basin Mall Mezannine floor from 8.00am to 5pm in the Boardroom. The public participation forum was conducted through open and interactive discussions with diverse public organizations, members of the public , interest groups and other stakeholders.

2.0 LEGAL FRAMEWORK ON THE PUBLIC PARTICIPATION

The Government of Kenya, in upholding the provisions of Article of 1 of the Constitution, recognises that sovereign power belongs to the people. Thus, public participation strengthens and legitimises state decisions, actions and development interventions, and that it is an important element of good governance and the foundation for a true democracy.

Public Participation is one of the national values and principles of governance enshrined in the Constitution of Kenya, 2010. Public participation is listed as a national value and principle of governance in Articles 10 and 232.

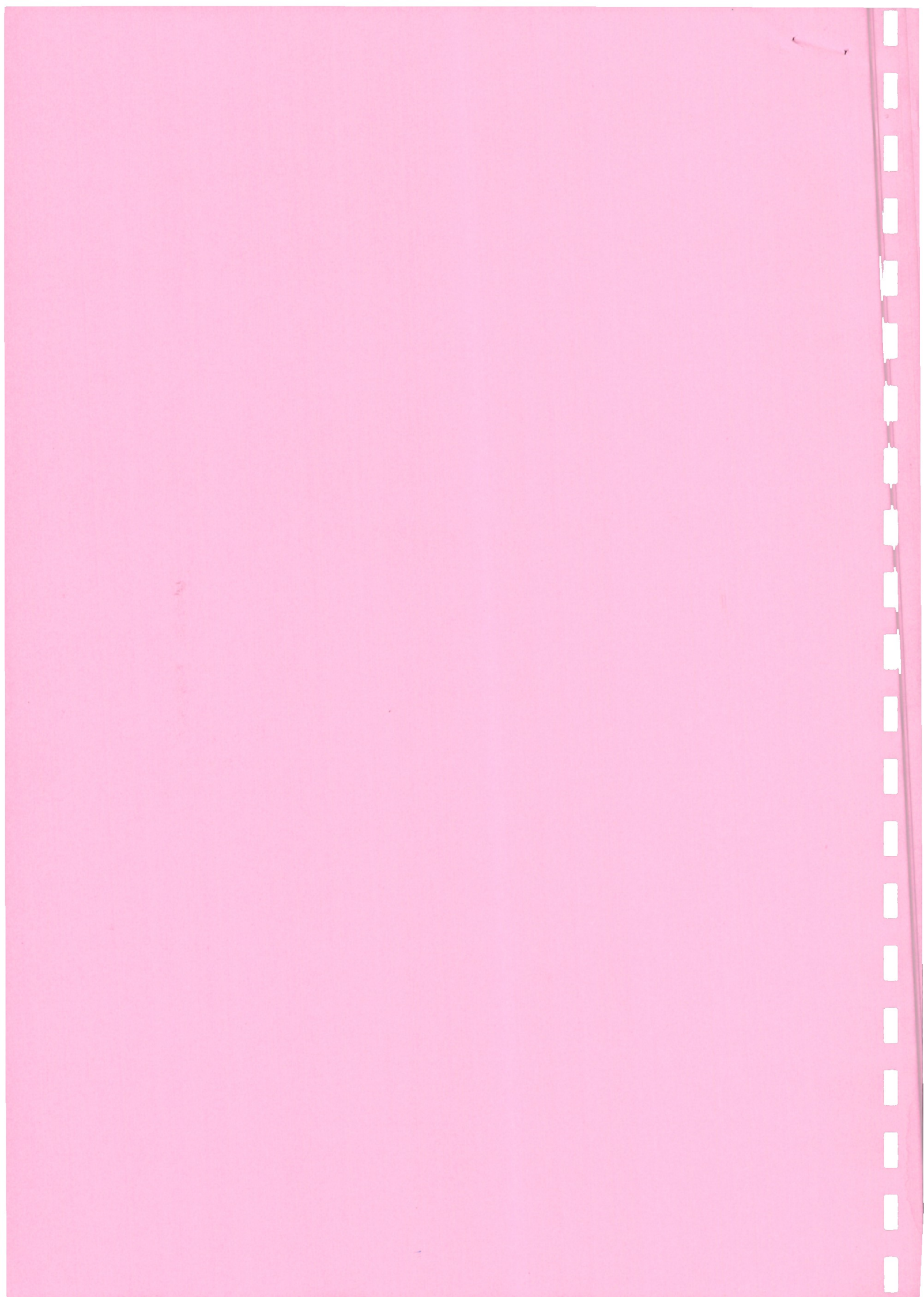
Further, Article 174 (d) recognizes the rights of communities to manage their own affairs and to further their development.

Section 3 of the Road Maintenance Levy Fund Act, 1993, provides that the Cabinet Secretary responsible for Roads, in consultation with the Cabinet Secretary responsible for Finance, may review the Road Maintenance Levy.

The Ministry of Roads and Transport seeks to amend the Road Maintenance Levy Fund (Imposition of Levy) Order, 2016 by increasing the levy by KSh. 7.00; from KSh. 18.00 to KSh. 25.00 per litre of petrol and diesel.

Pursuant to the aforementioned provisions of law, the Ministry placed an advertisement in print media on Sunday 23rd June, 2024 inviting the public to submit memoranda by way of written statements on the proposal to amend the Road Maintenance Levy Fund (Imposition of Levy) Order, 2016.

NYANZA REGION



Further, the Ministry vide advertisements placed on Tuesday, 25th June, 2024, invited the public to submit views and attend public participation forum on Monday, 8th July, 2024 he proposal and attend a public participation forum on Monday, 8th July, 2024 in regions;

- i) Nairobi;
- ii) Central;
- iii) North Rift;
- iv) South Rift;
- v) Upper Eastern;
- vi) Lower Eastern;
- vii)Nyanza;
- viii) Coast; and
- ix) Western.

To this end, Nyanza region received 23 No. written memoranda and 24 verbal submissions during the interactive public participation sessions.

3.0 MEMORANDA RECEIVED ON THE REVIEW OF THE ROAD MAINTENANCE LEVY FUND (IMPOSITION LEVY) ORDER, 2016

Specific Views

The following are views from stakeholders who supported the proposed increase of RMLF from Kshs. 18.00 to Kshs. 25.00

- 3.1 Ms. Christine Akinyi from Jijenge Youth Organization was of the view that increasing fuel levy will significantly improve the road infrastructure and economic development as long as the funds are managed and utilized effectively. They also noted that an increase in RMLF will not only affect the petroleum sectors but also the economy in general.
- 3.2 Eng. Billy Owuor from Kenya Roads Board supported the proposed increase stating that the declining collection of RMLF and increased number of fuel efficient vehicles and e-mobility makes it feasible to increase the fuel levy to cater for the drop and the increased road network. He also stated that the current backlog in RMLF maintenance and damage to the road network caused by El-nino necessitates more funds for maintenance which cannot be realized by the current collection.
- 3.3 Silas Chala from KeRRA Nyanza proposed that the fuel levy be increased since the current funds are not adequate to maintain roads due to rising cost of materials leading to deplorable roads especially in the rural areas.

This has led to high cost of living, high vehicle maintenance costs and high transportation costs.

- 3.4 Mr. Anthony Orege from KeRRA Nyamira submitted that the proposed increase in RMLF be effected on the basis of inflation of prices and increase in the road network. He stated that this would enhance the scope and efficiency of maintenance measures. However, he was of the view that KRB should also consider alternative funding mechanisms to bridge any resulting funding deficits in maintenance programmes.
- 3.5 Eng. Richard Donde from Kenya Urban Roads Authority Nyanza Region justified the proposed increase in RMLF citing the following reasons:-
- The road network maintained by KURA Nyanza region of 486.848 km is less than the gazetted network of 519.932 km hence the need for additional funds to bridge the maintenance gaps.
 - The number of urban areas has increased from 10 to 12 hence more resources are required to develop and maintain the expanded urban road network to meet the stakeholders expectations.
 - The fuel levy has been constant at Kshs. 18/= per litre since 2016 despite the inflation over the 8 year period to date. Increasing it by Kshs. 7 is realistic to bring it close to realize the rise in other costs including construction costs. The unit price of materials for road construction and maintenance i.e. asphalt, concrete, gravel have significantly increased. Higher fuel levy will help cover these increased costs.
 - To spur economic growth of urban areas, there is need to increase the length of already upgraded sections hence justifying the need for additional funding through RMLF.
 - Many pavements have aged and deteriorated hence there is need for comprehensive rehabilitation through periodic maintenance. An increase in fund collection will enable this.
 - The need to increase access to rural areas by improving the roads to gravel standards.
- 3.6 Eng. Julius Mak'oderoh from KeNHA Nyanza supported the proposal to increase the RMLF citing the following reasons:- the expanding road network, the aging infrastructure which have led to several sections being in a state of disrepair leading to increased maintenance costs, high vehicle operating costs, high accident rates and inefficiencies in transport.

The need for enhanced road safety due to economic growth and development along the road in the last ten years has necessitated road safety interventions that currently need resources to be implemented.

- 3.7 Mr. David Ogoro from the Kenya National Association of the Deaf (Kisumu) was of the view that the increase in RMLF comes at a time when Kenyans recently rejected the Finance Bill 2024. Increasing this by Kshs. 7.00 would negatively impact PWD's through rising cost of living. They proposed that the review should be put on hold for one year until the accountability issues put before the president are addressed.
- 3.8 John N. Mwinzi from Pride Enterprises Ltd rejected the proposed increase and recommended that the Government evaluates utilization of the current funds collected and address issues of misuse and lack of accountability.
- 3.9 Israel Otieno from Kenya National Chamber of Commerce (Nyanza Region) rejected the proposed increase in RMLF citing the following reasons:-
- There is an increased number of motor vehicles on the roads which should positively impact the RMLF collections. They also noted that the current contractors are not supervised leading to poor quality works which necessitate frequent repairs. He also cited increase in cost of living and the current revolt in the country.
- 3.10 Albert Ojonyo from Kenya National Chamber of Commerce rejected any increase on RMLF stating that Kenyans and the Business community are already overburdened. He also proposed that an audit be carried out on how the current Kshs. 18.00 was being utilized in Nyanza region and that all agencies charged with road maintenance and construction be merged into one to reduce costs and for ease of management.
- 3.11 Eng. Claudius Mbuya from Cloudton Hamp Ventures Sustainability Group submitted his memorandum to reject the increase in RMLF citing the inability of the common person to be able to pay more. The Ministry of Roads and Infrastructure was tasked to first be accountable for the funds in their possession and do proper planning of urban centers including green infrastructure for our roads. The group proposed that the Ministry should consider increasing the fuel levy by Kshs. 3.00 instead of Kshs. 7.00. It should also develop a central system where stakeholders can have a live feed to key in their views live. He requested the Government to listen to the public and to be empathic.

- 3.12 Carolyne Ruoti from Kisumu Concrete Products Ltd submitted her memorandum rejecting the increase in RMLF stating that despite contributing the fuel levy through fuel purchases, they have not benefited from the levy citing their Miwani - Kisumu access road which is in very poor condition.
- 3.13 Leonida Awino from Jijenge Youth Organizastion submitted her memorandum wanting to know what informed the increase by Kshs. 7.00 and proposed that the orphaned roads be reclassified under KeNHA.
- 3.14 Geoffrey Otieno from Shajanand Holdings Ltd submitted his memorandum which raised concerns as to whether an additional increase in RMLF would be utilized for the intended purpose and whether there would be monitoring of its application.
- 3.15 Vincent Owira from Kisumu Youth Organization (Gen Z) submitted his memorandum rejecting the proposed increase in RMLF citing corruption and misappropriation of funds at the Ministry of roads stating that an additional increase would fuel it.
- 3.16 Patrick Boyi from Kenya Association of Manufacturers (Western / Nyanza) submitted his memorandum rejecting the increase in RMLF and proposed that the Ministry of Roads should cut down on the number of agencies dealing with roads namely KeRRA, KURA and KeNHA as a way of reducing expenditure.
- 3.17 Caroline Auma from Nyabay Investment submitted her memorandum rejecting the proposed increase in RMLF citing that the high cost of living would impact negatively on the youth, women and persons with disabilities.
- 3.18 Lawrence Kolale from LJ & Partners Ltd submitted his memorandum rejecting the proposed increase in RMLF stating that so far value for money had not been realized from the funds that had been collected so far. He proposed that the current collection of fuel levy distributions be pegged on a percentage being retained from the region it has been collected.
- 3.19 Maurine Yewa from KeNHA submitted her memorandum rejecting the proposed increase in RMLF stating that it would have a ripple effect on fuel prices, transport costs, as well as food and energy at a time when the cost of living is already high. She also urged the Government to analyze the collected revenue so far to avoid misappropriation.
- 3.20 David Munguti from Ndugu Transport Co. Ltd submitted his memorandum rejecting the proposed increase on RMLF.

He recommended scrapping of the many road agencies which in his view amounts to duplication of duties and wanted the Ministry to explain how the current Kshs. 80 Billion collected was being utilized before any increment can be effected. He was of the opinion that the current proposal is time barred, bearing in mind that the President rejected the finance bill in totality due to its impact on the cost of living.

- 3.21 Micah Abura from Western Kenya Track Sacco submitted his memorandum rejecting the proposed increase of RMLF considering the impact it would have on them as a Sacco with a fleet of 276 trucks. He stated that any rise in fuel would ultimately be passed to consumers and increase the living standards.
- 3.22 Moses Koga from EXPJCSO Kisumu County submitted that currently the taxes / levies were very many hence reducing the effectiveness of RMLF and improvement of road network under the KeRRA roads.
- 3.23 Mr. Maxwell Owuor from PPPT submitted that a comparison of the fuel increase in the year 2016 with 2024 does not warrant an increase since in the year 2016 there was no 16% VAT imposed on fuel and petroleum products. He further proposed the need to check on the application of the 10% CS allocation which in his view was being misused. He recommended that the same could be added to the 10% allocation to KeRRA.

General Views

The following is a summary of the general views obtained during an interactive session held with stakeholders that resulted into the following verbal submissions:

- 3.24 A concern was raised of politicians playing a big role in interfering in the administration of the fund.. The road agencies should be given that power to maintain roads.
- 3.25 It was proposed that instead of KRA collecting RMLF on behalf of KRB, the levy could be collected by another independent agency to reduce corruption through bureaucratic procedures.
- 3.26 KRB and the Road Agencies were asked to sensitize the public on the road network to ensure that any public complaint is channeled to the relevant agency.
- 3.27 KRB was commended for ensuring that over the last 3 years there has been an improved road network in the country and was asked to increase its mandate to include the development fund.

- 3.28 KRB was tasked to explain why it had reported a stagnation of Kshs. 80 Billion in RMLF collections yet available statistics reported that the number of vehicles on the roads had increased hence resulted to an increase in fuel consumption. KRB ought to have given a comparison inclusive of all the other taxes included in fuel from 2016 to 2024 for accuracy of reporting.
- 3.29 There was a concern that after reviewing the bar chart presented in KRB's proposal to increase the fuel levy, a comparison of the percentage of the network that was in good condition in 2016 and 2024 indicated that there had not been an improvement of the road network.
- 3.30 It was proposed that there is need to have data on the actual consumption of fuel and the levy be deducted directly at the port level. KRB was asked to also develop a policy to govern the importation on electric vehicles.
- 3.31 There was a proposal that KRB should obtain data on the average growth of income of Kenyans from 2016 to 2024 to see whether it had taken care of inflation.
- 3.32 There was a proposal that RMLF be based on a percentage of fuel price as opposed to absolute figure.
- 3.33 KRB was asked to consider looking into ways of getting levy from the Non Motorised Transport and industries that do not use roads.
- 3.34 A concern was raised that in the presentation, there is no synergy between KRB and other players like CDF who construct roads within constituencies.
- 3.35 There was a proposal that KeRRA needs to have independence from MPs to enable them implement roads without political interference.
- 3.36 A concern was raised on Road Agencies awarding road contracts to incompetent contractors resulting to substandard works resulting to more funds being spent on road maintenance.
- 3.37 There was a view that the poverty ratio index in 2016 was at 36.1%. compared to 38% in 2024, hence an increase in the poverty ratio. KRB was asked to consider other levies on the fuel before increasing RMLF .
- 3.38 There was a proposal that the Board in conjunction with the Ministry needs to come up with a systematic way of building new roads to enable the existing ones continue being maintained.
- 3.39 There was a proposal that the Board should adopt sustainable urban planning through promoting green spaces and urban designs which would make maintaining of roads easier.

The implementing agencies were asked to consider green infrastructure e.g. permeable pavements to allow drainage of water which can withstand effects of climate change.

- 3.40 There was a proposal that KRB considers championing the promotion of renewable energy e.g. electric vehicles recharge centres.
- 3.41 A proposal was made that the Board should convert its CSR budget into road maintenance.
- 3.42 A proposal was made that for KRB to be an authority in the roads sub-sector, it needs to consider having a proper research department which can help in coming up with cheaper ways of road maintenance.
- 3.43 A concern was raised that during roads reclassification, several roads under KeNHA were reassigned to KeRRA despite the fact that KeRRA has a maintenance backlog resulting into orphaned roads. It was proposed that the roads be re-assigned back to KeNHA e.g. Ndori – Owimbi road in Siaya County.
- 3.44 There was a view that fuel increase comparison of the year 2016 with the year 2024 does warrant a comparison since there was no VAT imposed on the fuel in 2016. It was proposed that the VAT on fuel be removed since it is what was making it costly.
- 3.45 There was a concern that even though PBC was a very good idea, apparently it was not working in Kenya as intended. Nyanza region had a budget of Kshs. 2.3 for roads under PBC yet these roads are still in very good condition eg Siaya – Rambwa hence a waste of resources which can be re-allocated to KeRRA to finance the maintenance backlog.

4.0 REGIONAL COMMITTEE OBSERVATIONS

The committee observed the following:-

- The stakeholders were concerned on accountability of funds by the implementing agencies and whether there are adequate measures to address the glaring issues of corruption in the sector.
- Emphasis was place on the need to ensure there is no political interference in the administration of RMLF especially on prioritization of works.
- The increase in cost of living and the impact of upward review of the RMLF was a notable area of concern for all the stakeholders.
- The stakeholders who were in support of increasing RMLF were however cognizant of the fact that the timing was not appropriate.

- Stakeholders were of the view that the Government is implementing numerous taxes within a short period of time burdening the mwanchi.
- Emphasis was placed on climate change resilient infrastructure by incorporating green spaces.
- KRB to explore alternative sources of funding e.g. installation of charging points for e-mobility and raising of infrastructure bonds to avoid over reliance on fuel levy.

OUTPUT

S/no	Issue	Area of Law	Comments/Remarks
1.	Based on inflation of prices and the growth of the road network, it is justifiable to increase RMLF. This will enhance the scope and efficiency of maintenance measures. However, KRB should also consider alternative funding mechanisms to bridge any resulting deficits in maintenance programmes.	The Kenya Roads Board Act, 1999 RMLF Act, 1993	The Board emphasized that the proposal to increase the Road Maintenance Levy Fund (RMLF) is justifiable due to inflation and the expansion of the road network. Currently, allocated funds are insufficient to maintain roads, leading to poor road conditions and high vehicle maintenance costs. Increasing the fuel levy could significantly enhance road infrastructure and economic development if managed effectively. Factors such as declining RMLF collections, the rise of fuel-efficient vehicles, and damage caused by El Niño necessitate additional funding. Moreover, the KURA Nyanza region's road network falls short of the gazetted length, requiring extra resources. Increased collections through the proposed adjustment can help cover increased material costs and address aging pavements, supporting comprehensive rehabilitation efforts and promoting urban growth
2.	RMLF be increased since the funds allocated currently are not adequate to maintain roads due to the increasing cost of road materials. Most of the roads are in poor condition therefore increasing the cost of living through high vehicle maintenance cost		
3.	Increase of fuel levy will significantly improve the road infrastructure and economic		

	development if the funds are managed and utilized effectively		
4.	The declining collection of RMLF and increased number of fuel-efficient vehicles and e-mobility makes it sustainable to increase the fuel levy to cater for the drop and the increased road network		
5.	The current backlog in RMLF maintenance and damage of the road network by El-nino necessitates more funds for maintenance which cannot be realized by the current collection		
6.	The road network maintained by KURA Nyanza region is 486.848 is less than the gazetted network of 519.932 km hence the need for additional funds to bridge the maintenance gaps		
7.	The number of urban areas have increased from 10 to 12 hence more resources are required to develop and maintain the expanded urban road network to stakeholders' expectations		
8.	The unit price materials for road construction and maintenance i.e. asphalt, concrete, gravel have significantly increased. Higher fuel levy will help cover these increased costs		

9.	Many pavements have aged and deteriorated hence there is need for comprehensive rehabilitation through periodic maintenance. An increase in fund collection will enable this.		
10.	To spur economic growth of urban areas, there is need to increase the length of already upgraded sections hence justifying the need for additional funding through RMLF		
11.	Due to the aging infrastructure, several sections are in a state of disrepair leading to increased maintenance costs, high vehicle operating costs, high accident rates and inefficiencies in transport. The need for enhanced road safety due to economic growth and development along the road in the last ten years has necessitated road safety interventions that currently need resources to be implemented.	The NTSA Act, 2012	The Board noted that there is need to design the roads to accommodate all traffic loading to have a road with a longer design life and if this is not possible have traffic monitoring facilities to avoid overloading so that quick deterioration of roads can be prevented.
12.	The No. of vehicles on the road in 2016 as compared to 2024 has increased resulting to more consumption of fuel. This negates the need to increase RMLF.	RMLF Act, 1993	The argument that increased vehicle numbers negate the need for an RMLF (Road Maintenance Levy Fund) increase overlooks several critical factors. While more vehicles do lead to higher fuel consumption, road maintenance costs are influenced by wear and tear, congestion,

			road expansion, rising material and labor costs, and overall quality of life. A balanced approach considers these factors to ensure safe, efficient, and sustainable road networks.
13.	Due to the current cost of living, increase of fuel levy should be put on hold for a year until the accountability issues put before the president are addressed.	The Kenya Roads Board Act, 1999	To address accountability, KRB carries out Technical, Financial and Performance audits of the fund in the respective road agencies to ensure the money is utilized for its intended purpose.
14.	The Government to do an evaluation of its utilization of the funds currently collected and address the issue of misuse and accountability		
15.	Government to analyze the collected revenue to avoid misappropriation		
16.	Will the money be utilized for its intended purpose		
17.	Current fuel levy distribution be pegged on a percentage being retained from the region it has been collected from.	RMLF ACT, 1993	This is a legislative concern and should be addressed in accordance with the law.
18.	What informed the increase by Kshs. 7	RMLF ACT, 1993	There is need to address the increasing backlog of maintenance as noted in the Road Sector Investment Program. The fuel levy has been a constant deduction of Kshs. 18/= per litre since 2016 despite the inflation to date expanding road network. Increasing it by Kshs. 7 is realistic to bringing it close to realize the rise in other costs including construction cost

19.	Develop a central system from the MOT where stakeholders are keying in views live. Request the Government to listen to the public and to be empathic.	Article 10 of Constitution of Kenya, 2010	KRB had provided an email for receiving views and the activity is currently ongoing all over the country.
20.	During reclassification, several roads under KeNHA were reassigned to KeRRA even though KeRRA has a maintenance backlog resulting into orphaned roads. It was proposed that the roads be re-assigned back to KeNHA e.g. Ndori - Owimbi road in Siaya County.	KRB Act, 1999	-It was reported that orphaned roads are roads in the KeRRA database without enough funds to maintain them. Proposal to get a fund e.g. CS allocation to maintain them. -Road classification was first done in 2016 because of the County Governments. There are only two categories of roads, County roads and National Trunk roads. -KRB will share the road register where most of the class C roads have been re-classified as KeNHA roads. Reclassification is ongoing and KRB is currently receiving requests from the respective Road Agencies
21.	The fuel increase comparison of the year 2016 with the year 2024 does warrant a comparison since there was no VAT imposed on the fuel in 2016. Since the tax on fuel is what is making it costly, it is proposed that the VAT be removed.	RMLF Act, 1993	While the absence of VAT in 2016 contributed to lower fuel costs, the overall increase in fuel since then has been substantial. Removing VAT might help mitigate some of the impact, but it's essential to consider all factors influencing fuel prices when evaluating policy changes.
22.	PBC was a very good idea, apparently in Kenya it is not working the way it's supposed to. In Nyanza region, the budget for roads under PBC was amounting to over Kshs. 2.3 billion yet these roads are still in very good condition eg Siaya - Rambwa leading to wastage of resource.	FIDIC	The PBC is usually hybrid in nature that includes instructed works and serviceability levels of the road. The board together with the road agencies will endeavor to review the contract specifications to ensure that the PBC contracts are implemented in a cheaper way. However good roads should not be abandoned since lack of periodic interventions can lead to quick deterioration of the roads.

	These funds should be re-allocated to KeRRA, which has more network and a maintenance backlog.		
23.	There is a need to check on the allocations e.g CS allocation which is being misused. KRB should do away with it and put the money where it is necessary.	The Kenya Roads Board Act, 1999.	The 10% CS allocation is anchored in the KRB Act and the views will be taken as one of the submissions.
24.	Political interference.	The Kenya Roads Board Act, 1999	Need to have a review of the legal framework so that we delineate politics from service delivery. The role of politicians should mainly be oversight.
25.	How is KRA collecting RMLF and giving KRB. Can the levy be collected by another independent agency. This bureaucracy is what is creating corruption.	RMLF Act 1993	Fuel levy is collected at source from the oil importers and its only KRA which has the capacity to collect it. Once KRA has collected the cash, it has timelines to submit this money to KRB
26.	KRB and road agencies should sensitize the public on the road network so that KeRRA does not get blamed for roads which are not theirs	The Kenya Roads Board Act, 1999	KRB publishes the Annual Public Roads Programme that contains all the roads to maintained in a financial year by each respective Road Agency
27.	KRB was commended for ensuring that over the last 3 years there has been an improved road network in the country. Since KRB does audits for the roads under maintenance, it should increase its mandate to include the development fund.	The Kenya Roads Board Act, 1999	-An amendment has been made to the KRB Act mandating it to finance development projects. --There is a review of the Act ongoing to convert KRB into a regulatory Agency.

28.	KRB ought to have given a comparison inclusive of all the other taxes included in fuel from 2016 to 2024 for accuracy of reporting. Additionally, KRB should have a comparison of the average growth of income of Kenya's from 2016 to 2024 to see whether the growth has taken care of inflation.		Consideration of other taxes imposed on fuel in be made before justifying the rationale.
29.	A review of the bar chart presented in the KRB's proposal to increase the fuel levy, a comparison of the percentage of the network that was in good condition in 2016 and 2024 indicates that there has not been an improvement of the road network		Most of the roads being opened by counties rarely receive money for maintenance. It was clarified that the percentage of the roads under good condition stagnated because of the increasing developments that were noted from 2016
30.	There is a need to have data on the consumption of fuel so that the levy is deducted directly at the port level. KRB to also develop a policy to govern the importation on electric vehicles		By the year 2037, all the cars being imported will be electric cars. KRB has done an e-mobility study and there is also a draft policy in the Ministry. KRB has a proposal that the people paying the levy should be the people using the road. This will be charged when motorists are using the road and for the distance you travel
31.	What new measures has KRB proposed in the RSIP		As part of the new measures, KRB notes that the introduction of E-mobility will have an impact on the collection of RMLF and therefore there is a need to introduce new ways of collecting the fund.

			The introduction of road user charge, which will depend on the type of car, the type of road the motorist is using, and the distance travelled is part of the proposal. However, the board notes that this technology will require new infrastructure for implementation.
32.	Check other taxes that have been loaded on the fuel and have the fuel levy as percentage of the fuel price so that it is commensurate to the fuel price		The Board clarified that if the prices come down, our collections will also come down. The inconsistency in the collection of the levy will interfere with proper planning of the programmes relating to the maintenance of road networks.
33.	How is KRB looking into getting levy from the non-motorised transport to fund the development of roads		The Board notes that this is an area that has not yet been explored and therefore will be considered moving forward.
34.	A higher levy should be imposed on diesel vehicles because they use bigger engines		The levy has been standardized
35.	In the presentation we have not taken care of other players like CDF who construct roads, there is no synergy	KRB Act, 1999	CDF does not do roads but if there is critical road that they need to do, they apply to the CDF board. They do access roads to schools under their CDF kitty.
36.	KeRRA needs to have independence from MPs to enable them implement roads without being constrained		The MP's play an oversight role hence are key stakeholders in prioritization of roads within their constituencies
37.	Awarding road contracts to incompetent contractors resulting in substandard works resulting to more funds being spent on road	PPADA, 2015	The Board will ensure that the Road Agencies procure and award roadworks to qualified contractors through Technical, Financial and Performance audits to ensure

	maintenance.		compliance with the PPADA, 2015
38.	The Board in conjunction with the Ministry to come up with a systematic way of building new roads so that the existing ones continue being maintained		Backlog can be done systematically when the RSIP is developed
39.	The Board adopts sustainable urban planning through promoting green spaces and urban designs to make maintaining roads easier.		There is a collaborative effort with KURA who have a moto of transforming Urban mobility
40.	Board should convert its CSR into road maintenance		The Board is funding maintenance works through the CSR budget
41.	There is a proposal to consider increasing the fuel levy by Kshs. 3 instead of Kshs. 7		This view is noted

5.0 REGIONAL COMMITTEE RECOMMENDATIONS

The regional committee made the following recommendations:-

- Sensitization of members of public on the role of RMLF because some stakeholders are of the opinion that the levy should do significant development works, which is currently limited to 10% of RMLF.
- The Bill Boards should be installed during the construction of ongoing roadworks clearly stating the financier so that stakeholders are clear. For instance, KRB has been blamed for not completing the construction of Mamboleo- Miwani Road which was being financed from the Exchequer sources.
- The decision makers should review the timing of the implementation of the levy so as to address the cost of living concerns raised in in the course of public participation.
- KRB should be publishing the accountability index results so as to send a message to public that RAs are being oversighted so as to address accountability.

- KRB should besides increasing the RMLF explore alternative sources of funding the roads maintenance.
- KRB should consider increasing the proportion of development funding from RMLF from the current 10%.

Eng. Alphonse O. Odera
Regional Director
NYANZA REGION

ANNEXTURES

1. *Attendance list*
2. *Memoranda/Written Comments*
3. *Photographs*

ATTENDANCE LIST



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: 8th Floor, Boardroom, Transcom House (Ministry Headquarters), Nairobi

Date: 8th July 2024 | Time: 8:00am

No.	NAME	AREA OF RESIDENCE	M/F	T/N	EMAIL ADDRESS	TELEPHONE	SIGNATURE
1	ISRAEL AGINA	KISUMU	M		aginakrembe@gmail.com	0722711450	
2	Carolyne Kusli	Kisumu	F		ckruoti@yahoo.com	072684849	
3	Maurine Yewa	KISUMU	F		moureenmou13@gmail.com	0726519083	
4	Silas Chale	Kisumu	M		Silasnyemweya@gmail.com	0723247442	
5	Richard Omwar	Kisumu	M		richardomwar@gmail.com	0725245504	
6	David Munguh	Kisumu	M		dmunguh@nduguthamport.com	0722996300	
7	Patrick Jackson	Kisumu	M		pjackson2014@gmail.com	0722474335	
8	DAVID OROBO	H/BAI	M		ogorodave2014@gmail.com	0740101309	
9	JOHN OLANG	Kisumu	M		olanghamy@gmail.com	0727317251	
10	Albert Oronjo	Kisumu	M		albertorony@gmail.com	0724211438	
11	Caroline Nyangun	Kisumu	F		carolinenyangun@gmail.com	0728463575	
12	John Mwingi	Kisumu	M		johnmwingi@gmail.com	0728135793	
13	Claudius Mbuyu	Kisumu	M		makulombuyu02@gmail.com	0708351347	
14	LAWRENCE KIRARE	KISUMU	M		lspootn082019@gmail.com	0726549115	
15	MOSES ABRAHAM KOKA	KISUMU	M		mosesabraham@gmail.com	0715548334	
16	GODFREY OTIENO	Kisumu	M		godfreyotienu127@gmail.com	0710407685	
17	MAXWELL MITY	//	M		maxwellmity@gmail.com	0724778594	



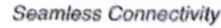
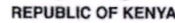
MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: 8th Floor, Boardroom, Transcom House (Ministry Headquarters), Nairobi

Date: 8th July 2024 | Time: 8:00am

No.	NAME	AREA OF RESIDENCE	M/F	T/N	EMAIL ADDRESS	TELEPHONE	SIGNATURE
18.	Otieno Celestine	Kisumu	F		selectionotieno2022@gmail.com	0795961898	
19.	Juhyis Wambui	SIAYA	M		akege1@gmail.com	0725355381	
20.	WINNIE OTIENO	KISUMU	F		winnieotieno@gmail.com	0705818977	
21.	OWIRA VINCENT	KISUMU	M		Owiravince20@gmail.com	074292429	
22.	Eng. Michama Joash	Migori	M		joash.michama@kenya.go.ke	0722471330	
23.	Eng Kenneth Ochieng	Kisumu & Siaya (KERRA)	M		kenadindauchieng@yahoo.com	0722660557	
24.	ENG. OGOGO CALVINCE	Homa Bay	M		calvince.ogogo@kenya.go.ke	0703908051	
25.	CHRISTINE AKINTI	KISUMU	F		akintichristine1234@gmail.com	0743333643	
26.	Lewinda Awino	KISUMU	F		awinolewinda@gmail.com	0745424264	
27.	Mac Omondi	Kisumu	M		omondi.omoni.m@gmail.com	0720167355	
28.	Murali Abma	Kisumu	M		aburalery@gmail.com	0723370452	
30.	Eng Richard Dinda	Kisumu	M		rdinda@kenya.go.ke	0722422988	
31.	Eng John Tinko	Kisumu	M		jtinko@kenya.go.ke	0725244980	
32.	Keneth Anwar	KISUMU	M		anwar.k@kenya.go.ke	0711912311	
33.	Antony Orege	Nyamira	M		antony.orege@kenya.go.ke	0704626032	
34.	Eng. Walter Nyariki	Kisumu	M		walter.nyariki@kenya.go.ke	0726978977	
35.	Steve K. Sande	Kapchoria, Kisumu	M		info@kenyaauthority.com	0725164189	

[illegible]

MEMORANDA / WRITTEN COMMENTS



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

DAVID OGORO

Organization:

(Ken Bank)
Kenya National Association of the Deaf

Contact:

0740101309 (SMS)

Email:

ogorodave2014@gmail.com

I appreciate the role played by KRB and team so far and in maintaining Kenyan Roads.

However Road Maintenance ~~Review~~ Levy Fund Review comes at a time Kenyans recently rejected the Finance Bill 2024; And the Levy fund increase by 7% / Ksh will have an impact on PWDs who are road users especially those using public transport and those owning vehicles.

With the current cost of living, This Levy fund review should be put on hold for a year / until the accountability issues put before the president are addressed and bring it back for public scrutiny / participation.

Signature



Transforming Urban Mobility

Kenya Urban Roads Authority Nyanza Region

Kisumu - Maseno Road

P.O. Box 2699-40100 Kisumu

0707 474 464 / 0202 474 464

nyanza@kura.go.ke www.kura.go.ke

Ref: KURA /RACM/REG/9/1/2024-2025(01)

Date: 8th July, 2024

Kenya Roads Board, Nyanza Regional Office
Lake Basin Mall, Mezzanine Floor Room 8
P.O. Box 3011-40100
KISUMU

Dear Sir,

RE: AMENDMENT OF THE ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY), ORDER 2016.

Reference is made to the gazette notice by Kenya Roads Board (KRB) on 25th June on the above subject matter. The Kenya Urban Roads Authority (KURA) seeks to address critical funding challenges affecting our road infrastructure. The urgent need for additional resources to sustain our urban road network has been driven by the following reasons;

1. The 486.848 km network maintained by KURA in Nyanza Region is less than the gazetted network of 519.932 km. Therefore, additional funds are needed to bridge this gap and ensure comprehensive maintenance.
2. The number of urban areas has increased from 10 to 12. More resources are required to develop and maintain the expanded urban road network to stakeholders expectations.
3. The Unit price of materials for road construction and maintenance i.e. asphalt, Concrete, gravel have significantly increased. Higher fuel levy will help cover these increased costs.
4. Improved roads have generated higher traffic volumes and increased loading hence, accelerated wear and tear. Enhanced interventions are necessary to address road deterioration and pavement strengthening thus, maintaining road safety.
5. Many pavements are aged thus have deteriorated. To address this, there is need for comprehensive rehabilitation through periodic maintenance. Ongoing maintenance activities like pothole patching are insufficient without proper rehabilitation and Pavement Strengthening.
6. Changing climatic conditions, such as flash floods, necessitate redesigned drainage systems. Improved drainage infrastructure will prevent road damage and ensure safety during adverse weather conditions to free flowing condition to avoid damage to pavement layers.
7. To Spur economic growth of Urban areas, there is need to increase the length of already upgraded sections.

Yours faithfully,

Eng. Richard Donde
DEPUTY DIRECTOR (RURM) – NYANZA REGION

Cc: Director General
Kenya Urban Roads Authority
P O Box 41727 – 00100
NAIROBI



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

DR. JULIUS MAX'ODEROH

Organization:

KOKITA - NAKURU

Contact:

0720613935

Email:

J.MAX'ODEROH@KOKITA.CO.KE

In the view of the above scenario, I hereby submit my memorandum of support, and I believe that increasing the fuel levy by KES 7/ltr is just the beginning but ultimately we will require even more than KES 10/ltr towards ensuring the sustainability and ^{an increase of} effectiveness of our road infrastructure. I urge KRB and the regulator (National Treasury) to consider this proposal favourably and support its implementation to its logical conclusion.

Signature

(4)



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

JOHN N. MWINZI

Organization:

Pride Enterprises Ltd.

Contact:

0728135793

Email:

jnmwizi@gmail.com.

- I reject (No)
- The government do an evaluation its utilization of funds allocated and address the following:-
 - Misuse
 - deficiency of funds
 - Accountability
 - Actions taken to address the above.
 - Achievements if any
 - Monitoring

Signature

5



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: ENG. Julius MAK'DEROH

Organization: KEMPTA - KETAKA.

Contact: 0720613434

Email: J.MAKODEROH@KEMPTA.CO.KE

I herewith write in support of the Proposal to increase the DMLF from the current rate of KES 18/km to KES 25/km. This is driven by the urgent need to enhance our road network maintenance programme to meet the prevailing state of the roads. The network is characterized by:

- Rising Maintenance Costs:** The cost of maintenance/km has significantly increased from the rates of 2018 due to inflation, higher material costs, higher labor costs/expenses and cost of doing business.
- Aging Infrastructure:** Several sections of the network and structures are in state of disrepair, leading to increased maintenance costs, high vehicle operating costs, high accidents rates and inefficiencies in transport.
- Expanding road network:** The road network (length of National Highways) has nearly doubled in the past ten(10) years and continuous to pile pressure on the ^{meagre} resources available for maintenance.
- Need for Enhanced Road safety:** Due to Economic Growth and development witnessed in the past ten(10) years, new Urban Centres have come up along the road corridors thereby necessitating enhanced road safety interventions that is currently taking considerable resources to implement.
- Climate Change:** With the changing climate, there is need to implement climate resilient interventions in our maintenance operations. Which are not only costly but are also taking a considerable portion of the available meagre maintenance resources.

Signature



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Billy Omuo Kimko
Contact: 0726113742

Organization: Kenya Roads Board
Email: bkimko@KRB.go.ke

1. In reference to the declining collection of RMLF and increased numbers of fuel efficient vehicles and e-mobility. It's sustainable to increase the fuel levy to cater for the drop and the increased Road Network.
2. The current backlog in RMLF maintenance and the damage on the road network by the El-nino rains necessitates more funds for maintenance which can't be realized by the current collection. ~~But~~ Increasing the fuel levy is an avenue to reducing this gap.
3. The fuel levy has been a constant deduction of Kshs. 18 per litre since 2016 despite the inflation to date. Increasing it by Kshs. 7 is realistic to bring it close to realize the rise in other costs including construction costs.

Signature

(7)



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: CHRISTINE AKINTI

Organization: JIJENGE YOUTH ORGANIZATION

Contact: 0743883643

Email: akinyichristine1234@gmail.com

Imposition of road levy in Kenya can lead to significant benefits as stated in terms of infrastructure and economic development but again it will depend on how effectively the funds are managed and utilized. Mismanagement of the levies collected could exacerbate the existing issues.

Also the levy will not only affect the petroleum sector but the economic generally will be affected. Living standard will increase, so they need to put into consideration.

Signature _____

(18)



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KISUMU.

Date: 8th July 2024 | Time: 8:00am

Name: VINCENT OWIRA

Organization: KISUMU YOUTH ORGANIZATION (GEN Z)

Contact: 0742902429

Email: Owiravincet36@gmail.com

As a youth of this country through going into the document "REVIEW OF ROAD MAINTENANCE LEVY (Imposition of Levy) Order 2016" to my satisfaction additional tax on petrol and diesel products will directly increase the production systems of this country. Fuel is our main source of energy as we run different aspects of industries in our country. If we add more money to the households' common goods are beyond common man's reach. Additional price in the pump for maintaining roads while our country can't maintain common goods that are basics to our common man's money, our countrymen go hungry & ~~we~~ ^{struggle to} maintain the roads. Mostly, the Ministry of Roads and Transport is fully occupied by making it a fuel for ~~the~~ ^{the} ~~stomach~~ ^{stomach} and corruption. So additional levy on fuel will be used to feed their stomachs.

Misappropriation/ignorance by the maintenance contractors i.e. A road not having waterfalls (climate change), bridges, culverts and other safe measures to safeguard our roads.

A lot of fuel is lost in construction ending up having a substandard road having a hole for how long will it take for us to look for maintenance funds.

Check on the poverty ratio of our country - from 36.1% to 38.6%.

I REGRET THIS INCREMENT OF THE FUEL LEVY!

Signature: Owiravincet



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: GODFREY OTIENO

Organization: SHARAN AND HOLDINGS LIMITED

Contact: P.O. BOX 3146-40100 - 0710407655
KISumu

Email: godfreyotieno127@gmail.com

1. Will the money go to the correct use? (intended use)
2. There is the 16% VAT let the premium levy be maintained.
3. Since the fuel consumption has stopped for quite a period of time there is no need to increase the levy.

Godfrey Otieno

Signature



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: LEKHIDA AKINO

Organization: JIJENGE YOUTH ORGANIZATION

Contact: 0745424264

Email: winolewnida@gmail.com

The implementation should be on hold for sometimes due to the current economic status
I recognize the good work being done on the roads and really appreciate it.
Why is did you decide to choose the proposed figure, what was the figure before and how
was it brought down (breakdown on how the previous finances worked)
Can the orphaned roads be returned to KENHA instead
Remove politicians from service delivery

Signature _____

(11)



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

PATRICK JACKINS BOYI

Organization:

KAM WESTERN/NYANDUA

Contact:

0722474335

Email:

pjackins2014@gmail.com

1. DONT INCREASE THE LEVY
2. CUT DOWN NUMBER OF AGENCIES DEALING WITH RWDS NAMELY ILERRA, KURA, KENHA ETC. THIS WILL TAME EXPENDITURE
3. INTRODUCE PUBLIC PARTICIPATION BEFORE AND AFTER, THIS ALLOWS FOR VOICES TO BE HEARD DURING DISBURSEMENT.

Signature

8/July/24

(12)



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

ISRAEL TIENO AGINA

Organization:

Kenya National Chamber of Commerce

Contact:

0722711450

Email:

afnawembe@gmail.com

- The Rationale and Impact on the Road levy is rejected for not ~~being~~ factoring the increased number of motor vehicles.
- The increase in fuel prices and volumes consumption
- Current contractors are sometimes not supervised to give quality work necessitating frequent repairs
- Usage of fund and output
- Cost of living is too high and there is a revolt in the country
- 2024 Finance bill ~~which~~ was rejected together with all the expected finance sources.

Signature

[Handwritten signature]

(13)



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: CAROLYN K. RUOTI

Organization: KISUMU CONCRETE PRODUCTS LTD

Contact: 0726 843049

Email: ckruoti@yahoo.com

As an organization and Kenyan. We do not agree with the increase at all.

We have been contributing as all Kenyans and sad as it is we don't feel the need of increasing the fuel levy because we don't see its benefits.

Mimani - Kisumu road is in a mess and no hope for a better road.

Its a Big NO from us as an organization.

[Signature]

Signature

(14)



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB Board Room Kisumu

Date: 8th July 2024 | Time: 8:00am

Name: Eng. Claudius Mbuya

Organization: Cloudton Hamp ventures Sustainability Group

Contact: 0708381347

Email: makhulombuya02@gmail.com

- On my view I oppose the increment of the RMLF due to instability of the common person to be able to pay more for Road maintenance.
- Secondly I also Call on the ministry of Roads and Transport to first be accountable for the funds they already have in store and also expedite the expenditures of the previous 18% levy fund before requesting for more funds on the same discourse.
- Let the Government through the ministry of Roads do proper planning of urban centers that source a lot of tax to the government through public transport and other activities that take place in our roads and Road Reserves.
- Before increment let there be a plan for green infrastructure for our roads so that we reduce the levy on fuel.

Signature



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: ALBERT OJONTO

Organization: KENYA NATIONAL CHAMBER OF COMMERCE
AND INDUSTRY

Contact: 0724 211438

Email: albertojonyo@gmail.com

I SAY AN EMPHATIC NO TO ANY INCREASE ON ROAD MAINTENANCE LEVY BECAUSE KENTANS AND THE BUSINESS PEOPLE ARE SERIOUSLY OVERBURDENED. I ALSO NEED AN AUDIT OF HOW THE CURRENT 18/= IS BEING USED IN MY REGION.

I SUGGEST THAT ALL AGENCIES CHARGED WITH ROAD MAINTENANCE AND CONSTRUCTIONS BE COMBINED TOGETHER TO FORM ONE INSTITUTION TO CUT ON COST AND FOR EASE OF MANAGEMENT.

Signature

18



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Silas Chala

Organization:

Kerqa

Contact:

0735974255

Email:

Silasnyamwaya@gmail.com

From my view, I agree that the levy should be increased as from the experience, the funds that are allocated currently is not adequate to maintain the roads, due to cost of materials of maintaining the roads and for this reasons most of our roads in rural area are in pathetic states that will also increase the cost of living by using maintaining the vehicles, transporting products to the market and many basic requirements.

Signature

(17)



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: CAROLINE AUMA NYANG'UN

Organization: NYABAY INVESTMENT UNDER KNCCI

Contact: 07 28463575

Email: Carolinenyangun@gmail.com

I reject by saying 'No', Fuel is very important to all of us. By the increase of it means that to us, transportation economic high, ~~high~~ location high life of living especially to common people like, the youths and women PLWD. in this city of Kisumu. All these are brought due to poor expenditures.

Signature _____

(18)



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KISUMU

Date: 8th July 2024 | Time: 8:00am

Name: LAWRENCE KOLAR
Contact: 0726549116.

Organization: LJS PARTNERS LTD.
Email: LSPARTNERS2019@GMAIL.COM

1. As a company we reject the proposal given we haven't see the value for money that has been collected so far
2. We are of the view that current collection of fuel levy distributions be pegged on a percentage being retained from the region it has been collected from (probably 6%) this is to be used exclusively by that level through PP.

Signature

(19)



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: MAURINE YEWA

Organization: KenHA

Contact: 0726519083

Email: moureenmou13@gmail.com

Dear Sir / Madam,

As a concerned citizen, I strongly oppose the proposed amendment to the Road Maintenance Levy Fund Act 1993, by increasing the Road Maintenance Levy by Ksh.7 from 18 to 25.

I would like the government to analyze the collected revenue to avoid misappropriation.

This may end up having a ripple effect on the fuel pricing, transport cost, cost of doing business as well as food and energy, at the time when the cost of living is increasing, thus an over-burden to the citizens.

Kind Regards.

Signature

(50)



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: DAVID MUNGUTI

Organization: NDUGU TRANSPORT CO LTD

Contact: 0722996300

Email: dmunguti@ndugustransport.com

- 1) AS Ndugu transport we emphatically say NO to the Proposed increment of fuel levy from the current sh.18 per litre to sh 25/-
- 2) we propose scrapping off of the many road agencies which amount to duplication of duties
- 3) we would want to be explained how the current sh.80 billion ^{being} is utilised before any increment can be effected.
- 4) The current proposal is time barred bearing in mind the president of the republic rejected a finance bill in totality due to the impact it would caused to the current high cost of ~~tax~~ living and cost of doing business.

Signature

David

(24)



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Murah Ithura Abura

Organization:

Western Kenya Truck Sacco

Contact:

0723 370 950

Email:

westketruck@sacco@gmail.com

As Westketruck Sacco we have 276 trucks and it goes to Nairobi for busia three times in a week and the litre status is
 $276 \times (32,000) \text{ (one full tank)} = 8,832,000$ for one trip of fuel.
 $8,832,000 \times 3 \text{ (trips in one week)} = 26,496,000 / 2 \times 4 \text{ (one month)} = 105,984,000 / 2$
in a year $105,984,000 \times 12 = 1,271,808,000 / 2$ - therefore an increase
by 0.9% in one year will be $1,271,808,000 / 0.9\% = 11,446,272 / 2$
This increase means it will impact on the common man
and therefore increase the standard living of the common
standard living.

N.B - Lets not increase the fuel levy as at now

Signature

(22)

Murah Ithura Abura



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: LOKE BASIN MALL.

Date: 8th July 2024 | Time: 8:00am

Name: MOSES ABRAM KORA

Organization: ECPJ CSO-KSM County.

Contact: 0715548334 / 0795556188

Email: Kogrodora@gmail.com.

Taxes/levies are very many which reduces the effectiveness of the Road Maintenance and improvement of roads. Due to heavy load financial maintenance is taken away on which the Kenya Road Board can be able to handover the other duties such as KORA to the County Government to reduced heavy load and quality maintenance. If County Government gives the KORA the access ability ~~would be~~ and workload in terms of financial would be reduced in terms of worklog. Road Engineers should make effective in terms of supervision and accessibility whereby he/she able to reach and more around.

Signature Kogrodora, 8/7/2024.



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Anthony Orege

Organization:

KERRA Nyamira

Contact:

0755805133

Email:

pt.anthony1@gmail.com

On the basis of the inflation of prices, and the growth of the road network, it is justifiable to increase the RML. This will enhance the scope and efficiency of maintenance measures. However, KRB should also consider alternative funding mechanisms to bridge any resulting deficits in maintenance programmes.

Signature

Anthony Orege

(AA)

PHOTOGRAPHS

PHOTOS







Inter Office Memo

To: Director General
From: Eng S. Omuono
Cc: DD-BLS
Date: 11th July 2024
Re: **REPORT ON PUBLIC PARTICIPATION ON THE AMENDMENT OF THE ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY), ORDER 2016**

I. Introduction

Coming from a backdrop of extensive road network without adequate data on the same to support decision making in the management of roads in the country, the Ministry of Road and Transport with the assistance from the World Bank carried out studies that established the need to carry out policy, institutional and legal reforms in the transport sector to streamline road development, rehabilitation, maintenance and management. The key features of these reforms comprised:

1. Establishment of a secure and sustainable source of financing through the RMLF Act No. 9 of 1993.
2. Establishment of three roads agencies (KeNHA, KERRA and KURA) under the Kenya Roads Act 2007 with clearly defined ownership of the classified road network to manage the same in a businesslike manner.

Whereas there have been tremendous improvements in the road network management in the country, a number of factors have been at play in the sector and economy at large over the years that have created a funding shortfall thus necessitating the proposal to increase the fuel levy from KES 18 to 25.

Purpose of the Public Participation

The stakeholders engagement was conducted with the understanding of public participation as a process through which stakeholders (the public -individually, groups or community) pursuant to provisions of the Constitution of Kenya 2010 engage with the various government arms, agencies and departments in the conduct of public affairs, influence decisions, policies, programs, legislation and oversight service delivery, development and other matters pertaining to their governance and public interest. In this case the matter of interest was the proposal to increase fuel levy from KES 18 to 25.

This process was, therefore, an opportunity for the Ministry of Roads and Transport through its agencies to interact with the public to gather their views, concerns and ideas on the proposed fuel levy increment to guide decision making in a way that will be acceptable and prudent to the parties. The process, therefore, involved information sharing, listening to each, dialogue, debate and analysis to further guide implementation of the agreed solutions.

Rationale

The factors under consideration in reaching the option to increase fuel levy comprise:

1. Macroeconomic factors including inflation and rising cost of road works, devaluation of the Kenya Shilling for close to a decade, and significant increase in global oil prices over the years,
2. Changes in the road network in terms of growth, age, backlog maintenance, urbanization coupled with traffic growth, and impacts of climate changes on the road infrastructure.
3. Requirements for optimal road asset preservation.

Objective

The essence of the public participation was to encourage the stakeholders to have a meaningful input into the decision-making process on the subject matter while sharing with them balanced and objective information to assist in understanding the problem, alternatives, opportunities and/or solutions while considering the critical need to bridge the financing gap for road maintenance. With a better understanding of the stakeholders' social interests and values that interact with the technical and financial elements of road maintenance, a sound problem solving, and more informed decision making would be attained.

II. ATTENDEES

i. Attendees

The attendees to the public participation exercise comprised of individuals and representatives of various organizations. Attached to this report is a list of the said attendees.

III. OUTPUT

s/no.	Issue	Area of Law	Remarks
1	Inflation that has already affected the workers, without any evidence of commensurate compensation in terms of wages increase to cushion the public.	Labour laws	There was a general feeling that the cost of living is going to increase further with this proposal being implemented.
2	Wastage and corruption cases	Chapter 6 of the constitution and other accompanying Acts of Parliament on corruption	There was perception from some quarters that the roads agencies are dogged with serious corruption
3	Cost of doing business in the country and its competitiveness in the region	Tax laws	A general feeling of an imminent further increase in cost of doing business and possible exit of many companies to neighboring countries

Attached to this report are copies of the memoranda received from various the stakeholders.



Eng. S. Omuono
REGIONAL DIRECTOR - KeNHA (COAST REGION)
For: KENYA ROADS BOARD



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KeNHA Regional Office, 2nd Floor, Ministry of Public Works Building, Off Shimanzi Road, Mombasa

Date: 8th July 2024 | Time: 8:00am

No.	NAME	AREA OF RESIDENCE	GENDER (M/F)	DISABILITY (Y/N)	EMAIL ADDRESS	TELEPHONE	SIGNATURE
1	MONIKA SOLAMMI	MOMBASA	F	N	LOFTK@LOFTK-TOURS.COM	0722412486	M.Y.
2	Jennifer Kaurina	MOMBASA	F	N	info@fidex.co.ke	0722440269	J. Kaurina
3	Ednah Wakh	MOMBASA	F	N	ednah@kta.co.ke	0725262440	Ednah
4	Marius Kwiku	Mombasa	M	N	mmthukari@hakiyotev.org	0704554459	Marius
5	Munira Ali Omar	Mombasa	F	N	mali@hakiyotev.org	0700266053	Munira
6	Julius Orino	Mombasa	M	N	ceo@Kcta.co.ke	0724221400	Julius
7	HASSAN KINFI	KILIFI	M	N	kinghassan10@gmail.com	0711743169	Hassan
8	Verg Mwasi	Mombasa	F	N	vmwasi@hakiyotev.org	0743885439	Verg
9	ENG. A.M. MAKARANI	MOMBASA	M	N	amakarani@kuriyo.ke	0721986478	Eng. Makarani
10	Maribel Changi	Kwale	M	N	southcoast@zaga.org	0707597575	Maribel
11	LWINNETT KANINI	KILIFI	F	N	kaninilwinnet@gmail.com	0728303458	Lwinnett
12	Esther Ingalo	Mombasa	F	N	e.ingalo@gmail.com	0723901574	Esther
13	ENG. TIMOTHY KENDAGOR	MOMBASA	M	N	timz22000@yahoo.co.uk	0722946287	Eng. Kendagor
14	ENG. Simon Omuono	Mombasa	M	N	s.omuono@playa.co.ke	0725244541	Eng. Omuono
15	Eng. Peter MBAABU PATRICK	LAMU & TANA RIVER	M	N	Patrick.Mbaabu@kerrigo.co.ke	0720664740	Eng. Mbaabu
16	Eng. R. M. Nule	Tanta Tanta	M	N	robert.mule@kerrigo.co.ke	0724361281	Eng. Nule
17	Eng. Othman Haka	Kwale	M	N	othmanos-litengo@kerrigo.co.ke	0727021783	Eng. Haka

[illegible]



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND
(IMPOSITION OF LEVY) ORDER, 2016

SUBMISSION/MEMORANDUM FORUM

DATE: 8TH JULY, 2024

TIME: 8:00 AM TO 1:00PM

S/N	NAME/ORGANIZATION	CONTACTS/TELEPHONE/EMAIL	DOCUMENT SUBMITTED	SIGNATURE
1.	EDNAH WAKHU KENYA TRANSPORTERS ASSOCIATION LTD	Cell: 0731010000 Email: info@kta.co.ke	ANALYSIS OF THE IMPACT OF THE PROPOSED INCREASE IN ROAD MAINTENANCE LEVY	
2.	MARIUS KIOKO HAKI YETU ORGANISATION	CELL: 0800723544, 0704 594 459 Email: mmthiana@hakiyetu.ke	THE PROPOSED OBJECTIVES OF KRB TO INCREASE ROAD MAINTENANCE LEVY RATE	
3.	MUHAMMED SALIM KATO COAST	CELL: 0722745644 Email: coast@kato/kenya.org	OBJECTION OF THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER 2016	
4.				
5.				



HAKI YETU ORGANISATION

Star of The Sea Primary, Off. Nyerere Avenue - Mombasa P.O. Box 92253-80102, Mombasa, Kenya

☎ 0800723544, 0740 335 236, ✉ info@hakiyetu.ke, 📞 @HakiYetuOrg

🌐 www.hakiyetu.ke

HAKI YETU'S SUBMISSIONS TO THE KENYA ROADS BOARD ON THE PROPOSED OBJECTIVES OF KRB TO INCREASE ROAD MAINTENANCE LEVY RATE

To: Direct General

Kenya Roads Board

P. O. Box 52692-00200

NAIROBI

mugambi@krb.go.ke

INTRODUCTION

Haki Yetu Organisation is a Human Rights Organization registered as a Charitable Trust. The organization was established in 2008 in an informal settlement in Mombasa County with the specific aim of advocating for the rights of marginalized communities living in informal settlements of Mombasa. We have since expanded our reach to all coastal counties and our mandate today covers the areas of Governance and Accountability, Land and Housing, Gender and Law as well as Cohesion and Transformation.

We wish to draw your attention to the proposed objectives of KRB to increase road maintenance levy rate and wish submit as follows:

Following an extensive review of the objectives and in consultations with members of the public, the organization wishes to address you as hereunder:

We acknowledge the desire and intention of the government to build and maintain our roads for the benefit of Kenyans. This indeed is an obligation of the government to its people.

a) **Inflation Rate**

Kenyans have braved harsh economic times in the last couple of years. In fact, many Kenyans have lost their jobs. We are also alive and cognizant of the fact that inflation has affected the Board's fund. However, we cannot ignore the fact that the same inflation has also affected Kenyans' pay checks and there is no evidence of adjustment to the payslips to address the same.

b) **Recent adjustments on Fuel Prices**

This punitive proposal amounts to rubbing of salt to a fresh wound inflicted by the infamous Finance Act of 2023 which imposed an increase of VAT on petroleum products from 8% to 16%. The proposal to increase the levy will impact the prices of transport and production of goods, increasing the inflationary pressure in the economy.

While we recognize the need for the government to increase the road levy to meet its obligations, we opine that this cannot be at the expense of imposing further levies at an already overburdened public. Kenyans are barely surviving; the board should be alive to this reality.

c) Fuel Consumption vis a vis levy collected

While we acknowledge the need to increase the road maintenance fund due to the increased lane kilometres. We also need to factor in the increase in fuel consumption due to the increase of the number of vehicles and other fuel dependent operations.

From our analysis of the proposal, we note that the Board has not put into consideration the increase of vehicles vis a vis increase of fuel consumption in the country over the years. As illustrated below, we would appreciate if the Board provides a ratio analysis on the increase in need against revenue collected.

View Kenya's Kenya Road Transport: Number of Motor Vehicles: Registered from 2004 to 2021 in the chart:



Kenya National Bureau of Statistics. Info available at: <https://www.ceicdata.com/en/kenya/road-transport-number-of-motor-vehicles-registered/road-transport-no-of-motor-vehicles-registered#:~:text=Kenya%20Road%20Transport%3A%20Number%20of%20Motor%20Vehicles%3A%20Registered%20data%20is,of%20711%2C142,000%20Unit%20in%202004> <Assessed on 5th June 2024>.

d) Wastage and Corruption Cases

Despite being important agencies in the infrastructure, it is in the public domain that KENHA, KERRA and KURA are key players in corruption. This is why we say so. The Ethics and Anticorruption Commission has on many occasions arrested officials from the said agencies on allegations of theft.

For the Board to avoid mismanagement of public funds, the following need to be addressed:

- a) Procurement irregularities.
- b) Irregular variation of contract in terms of cost, specification and scope of work
- c) Use of sub – standard materials
- d) Diversion of project materials and other resources
- e) False/exaggerated claims against the contractors
- f) Conflicts of interest/payments for works not done
- g) Allegations of bribery at the weighbridges involving the Ministry officers and the police in order to allow overloaded lorries.

Do note that these are the same ailments raised in 2006 by the defunct Kenya Anticorruption Commission and to date, they remain to be *donda sugu*.

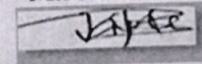
CONCLUSION

We reject this proposal in totality since it is a slap on the faces of Kenyan citizenry. Kenyans are already suffering from the harsh economic times and therefore the levy will worsen the situation.

The elasticity of Wanjiku is not stretchable to infinity!

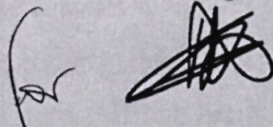
Signed and DATED at Mombasa this of 2024

Marius Kioko



Program Officer
(0704 594 459)
mmthiani@hakiyetu.ke

Countersigned by:



Peter Kiama
Executive Director-Haki Yetu Organization



08.07.2024

The
Director General
Kenya Roads Board

Nairobi

Dear Sir,

**Re.: Objection of the Review of Road Maintenance Levy Fund
(Imposition of Levy) order 2016**

We as Members of Kenya Association of Tour Operators (KATO) object
To the increase of the Road Maintenance Levy Fund.

The Increase of the Road Maintenance Levy will increase the general cost of
Living and no Kenyan will not be affected by this increase.

In Business for KATO Members, we will not be able to compete with our neighbours,
due to the cost of doing Business in Kenya, our customers will not choose Kenya as
the preferred Destination to visit, as the cost to visit Kenya will be too high, which is already
high and we are losing clients.

It is not only the cost of the Transport which will increase, but one main cost which will.
Increase will be electricity, and the guests are staying in hotels, there for accommodation
will.
Increase as a Hotel uses a lot of electricity.

This is the wrong time to introduce high / any increment on the Road Maintenance Levy as
the Cost of living is already too high for the common Kenyan.

Before increasing the Road Maintenance Leavy please enlighten the Public on how the fund
has been spent its collection and how the increased budged allocation Funds are planned to
be used.

Thank you

MM
Monika Solanki
KATO Coast Chair



Jennifer Wanzina
Jennifer Wanzina
KATO Coast Bord Member



KENYA TRANSPORTERS ASSOCIATION LTD

P.O BOX 88502 - 80100

TEL: +254 731010000/+254 701726025

EMAIL: info@kta.co.ke

www.kta.co.ke

Date: 4th July, 2024

The Director General,
Kenya Roads Board,
Ministry of Roads and Transport,
Kenya Re Towers, 6th Floor, Upper hill,
P.O. BOX 52692 – 00200, Nairobi.

RE: ANALYSIS OF THE IMPACT OF THE PROPOSED INCREASE IN ROAD MAINTENANCE LEVY.

The Kenya Transporters Association (KTA) Limited serves as the umbrella body for road freight transporters, providing a unified voice to articulate the business constraints facing its members.

We are writing in reference to the LEGAL NOTICE NO. I23 under the Road Maintenance Levy Fund Act (Imposition of Levy, Order, 2016) proposed by The Ministry of Road and Transport for an amendment to increase the Levy from Ksh 18 per litre to Ksh 25 per litre of petroleum products. The Kenya Transporters Association (KTA) has conducted an analysis to assess the potential impact of this increase on Kenya's transport sector.

KEY CONCERNS	
Increased Operating Costs	Transporters will face increased fuel costs due to the higher levy. This directly increases operating expenses, potentially reducing profit margins. These costs may not be transferable to clients/customers due to existing contractual terms, leading to an unsustainable business environment. The cost is not only on fuel but also spills over onto other operating costs such as cost of batteries, tyres, lubricants, spares.
Impact on Profitability	With fuel being a significant cost component, the increased levy will reduce profitability unless transporters can pass on the additional costs to customers, which is uncertain. Reduced profitability could lead to loss-making returns and lower income tax payments to the government.
Financial Strain	Smaller transport operators, especially those with limited financial reserves, may struggle to absorb the sudden cost increase. This could strain their cash flow and financial stability, leading to increased financing costs. Smaller transporters unable to finance these increases

KENYA TRANSPORTERS ASSOCIATION LTD

Location: Tom Mboya Road, Opposite Tudor Water Sports, Tudor - Mombasa.
P.O Box 88502 – 80100, Mombasa, Email: info@kta.co.ke Website: www.kta.co.ke

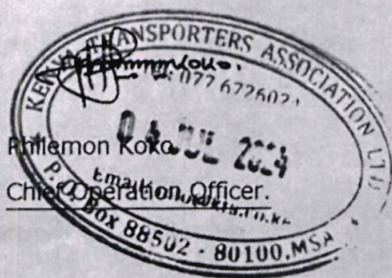
A united association of global excellence in advancing sustainable and competitive road freight industry

	may close down or scale back operations, resulting in job losses and reduced taxable income.
Competitiveness	Kenyan transporters may become less competitive compared to their counterparts in neighboring countries if their fuel costs rise significantly. This could adversely affect cross-border trade and logistics services.
Cross-border Fueling	Transporters may opt to fuel in neighboring countries where fuel is cheaper, reducing the demand for Kenyan fuel and negatively impacting local oil companies. This could negate the revenue projections from the increased Road Maintenance Levy.
Commodity Prices	Increased transportation costs could ripple through the economy, impacting commodity prices. Consumers may face higher prices for goods due to elevated transport expenses. This includes a twofold increase in fuel costs for transporters and the prices of other inputs such as spares, lubricants, and tires will increase, further driving up operational costs.

Conclusion: The proposed increase in the Road Maintenance Levy from Ksh 18 to Ksh 25 per litre will significantly raise operational expenses and freight charges for transporters. The Kenya Transporters Association (KTA) urges the government to consider the broader economic impact and collaborate with stakeholders to find balanced solutions that support both road maintenance and the transport sector's sustainability. We appreciate your attention and look forward to continued collaboration to enhance efficiency and effectiveness along the Corridor.

FOR: KENYA TRANSPORTERS ASSOCIATION

Yours faithfully,



KENYA TRANSPORTERS ASSOCIATION LTD

Location: Tom Mboya Road, Opposite Tudor Water Sports, Tudor - Mombasa.
P.O Box 88502 - 80100, Mombasa, Email: info@kta.co.ke Website: www.kta.co.ke

A united association of global excellence in advancing sustainable and competitive road freight industry

SOUTH - RIFT REGION



Kenya Roads Board
3rd Floor Kenya Re Towers
Off Ragati Road
P O BOX 73718-00200
NAIROBI

Telephone: +254 (020) 2722865/6/8, 27223166/76/81/85

Fax: +254 (020) 2723161

Email: info@krb.go.ke

**REPORT ON PUBLIC PARTICIPATION ON THE REVIEW OF THE ROAD
MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016**

South Rift Region

		Date	Signature
Prepared by:	Eng. Nelly Rotich	9 th July 2024	
Reviewed by	Catherine Kassim-DDBLS	9/7/2024	
Approved by:	R. Mohamed, MBS Director General	9/07/2024	

2024.

1.0 INTRODUCTION

Background and Context

Kenya Roads Board South Rift region conducted a public participation exercise to receive comments on the proposed review of the 2016 Road Maintenance Levy Fund (Imposition of Levy) Order. The Kenya Roads Board Fund (KRBF) consists of revenue from the Road Maintenance Levy Fund (RMLF), transit tolls and interest earned on liquid assets. The RMLF accounts for 98% of the KRBF and is a levy imposed on the volume of fuel (both petrol and diesel) used in the country. This fuel levy is currently charged at a rate of Kshs. 18 per litre of petrol and diesel.

Purpose of the Public Participation

Under the authority granted by Section 3 of the Road Maintenance Levy Fund Act, the Cabinet Secretary for Roads and Transport, in collaboration with the Cabinet Secretary, National Treasury, are seeking to review the 2016 Road Maintenance Levy Fund (Imposition of Levy) Order. The Ministry of Roads and Transport is proposing an amendment to the Road Maintenance Levy Fund Act of 1993 to increase the Road Maintenance Levy by Kshs 7.00, raising it from Kshs 18.00 to Kshs 25.00 per litre of petrol and diesel. Kenya Roads Board, South Rift Regional office team conducted the Public Participation on the Amendment of the Road Maintenance Levy Fund (Imposition of Levy), order 2016 on Monday 8th July 2024 from 9: 00a.m to 5:00p.m.

Venue

The Public Participation was conducted at the Kenya Roads Board South Rift Regional Offices located at the Public Works building along Prison Road, off Eldama Ravine road on 8th July 2024 from 9:00am to 5:00pm as per the advertisement carried on the Daily Nation Newspaper dated 25th June 2024 and Standard Newspaper on 25th June 2024.

Rationale

The Road Maintenance Levy was last reviewed in July 2016, increasing it to Kshs 18.00 per liter of petrol and diesel from Kshs. 12.00 for both petrol and diesel. A proposed increase of Kshs 7.00 per litre is based on the following factors:

- i. **Rising Road Maintenance Costs:** Due to inflation and other economic factors, the cost of road maintenance has escalated over the period from 2016 to 2023 for different road works intervention measure
- ii. **Expansion of the Road Network:** Over the past decade, significant development and rehabilitation have expanded the road network from 161,451 km in 2016 to 239,122 km as per the RICS Report of 2023, supported by the Government of Kenya and Development Partners.
- iii. **Increase in Fuel Prices:** Rising import costs have caused local fuel pump prices to double since 2016, while the RMLF rate has remained

the same. Consequently, the RMLF rate's value relative to fuel import prices has dropped from 64% to 16%.

- iv. **Insufficient Funding for Paved KeRRA Roads:** The 32% RMLF allocation to KeRRA is evenly divided among the 290 constituencies for constituency road maintenance, leaving no funds for maintaining paved KeRRA roads
- v. **Devaluation of the Kenya Shilling:** Since 2016, the Kenya Shilling has depreciated against major world currencies. This decline is significant because many materials used in road construction and maintenance are imported. As a result, more funds are now needed to purchase the same materials due to the weakened value of the Kenya Shilling.
- vi. **Impact of E-Mobility on Road Maintenance.** The increase in the number of Electric Vehicles (EVs) against Internal Combustion Engines (ICEs) has contributed to a reduction in the Fuel Levy Fund.
- vii. **Ageing Road Network.** The National trunk roads constructed over 20 years ago form part of the ageing network that is due for upgrade. Due to insufficient funding the Road Agencies have been forced to apply holding maintenance
- viii. **Backlog Maintenance.** Due to inadequate funding for road maintenance, some paved roads are not included in the Annual Roads Workplan.

2.0 LEGAL FRAMEWORK ON THE PUBLIC PARTICIPATION

The Government of Kenya, in upholding the provisions of Article of 1 of the Constitution, recognizes that sovereign power belongs to the people. Thus, public participation strengthens and legitimizes state decisions, actions and development interventions. It is also an important element of good governance and the foundation for a true democracy.

Public Participation is one of the national values and principles of governance enshrined in the Constitution of Kenya, 2010. Public participation is listed as a national value and principle of governance in Articles 10 and 232.

Further, Article 174 (d) recognizes the rights of communities to manage their own affairs and to further their development.

Section 3 of the Road Maintenance Levy Fund Act, 1993, provides that the Cabinet Secretary responsible for Roads, in consultation with the Cabinet Secretary responsible for Finance, may review the Road Maintenance Levy. Section 6 (2)(j) of the KRB Act mandates the Board to recommend to the Minister periodic reviews to the Fuel Levy. The Ministry of Roads and Transport seeks to amend the Road Maintenance Levy Fund (Imposition of Levy) Order, 2016 by increasing the levy by KSh. 7.00; from KShs. 18.00 to KShs. 25.00 per litre of petrol and diesel.

Pursuant to the aforementioned provisions of law, the Ministry placed an advertisement in print media on Sunday 23rd June 2024 inviting the public to submit memoranda by way of written statements on the proposal to amend the Road

Maintenance Levy Fund (Imposition of Levy) Order, 2016. Further, the Ministry vide advertisements placed on Tuesday, 25th June, 2024, invited the public to submit views and attend public participation forums on Monday, 8th July, 2024 in various regions across the country as detailed below;

- i) Nairobi;
- ii) Central;
- iii) North Rift;
- iv) South Rift;
- v) Upper Eastern;
- vi) Lower Eastern;
- vii) Nyanza;
- viii) Coast; and
- ix) Western.

MEMORANDA RECEIVED ON THE REVIEW OF THE ROAD MAINTENANCE LEVY FUND (IMPOSITION LEVY) ORDER, 2016

To this end, the South Rift Regional office received 36 No. memoranda as outlined below:

1. **Eng K Bor** from KeRRA Baringo mentioned that the initiative is appreciated and suggested considering other revenue sources such as highway fees and vehicle registration since the current green energy is likely to impact the fuel levy collection.
2. **Sarah Ndirogu** a road user expressed that the increase in the fuel levy should result in the proper allocation of funds for the improvement of all roads, particularly those in towns.
3. **Dennis Kipkorir** from KURA South Rift agreed to the fuel levy increase and hopes it will be utilized effectively and planned properly.
4. **Derrick Kombo** from KURA South Rift accepted the fuel levy increase, expressing hope that it will be used effectively. He also emphasized the need to find ways to stabilize food prices, as they could be impacted.
5. **Erick Wamburu** from the Material Testing and Research Division (MTRD) stated that the RMLF is essential for the country's growth and development, emphasizing that accountability should be a top priority.
6. **Simon Otsyula**, from KeRRA Kericho, supported the increase in the Fuel Levy, as explained in the rationale provided by the Kenya Roads Board (KRB). He highlighted the positive impact this levy would have on road maintenance, describing it as a sustainable funding model. He emphasized that road agencies and KRB have ensured value for money.
7. **Denis Sigei**, KURA agreed with the increase in the Fuel Levy, expecting it to lead to an improved road network across all regions. He noted that the increase to Ksh 7 per litre was fair, considering inflation and the rising costs of road construction.
8. **Laurender Akinyi**, a road user, was in the agreement with the idea to increase the fuel to improve the maintenance of the road network as witnessed in her own community. She noted that the fuel levy has brought

about job opportunities for both women and men in the society. She was concerned the poor state of the stretch between Muhoroni cement factory to Kisumu Road.

9. **Ernest Gekonge, a farmer**, supported the increase of RMLF to enable continuous road maintenance for instance those that were destroyed by floods citing places such as Kapkures in Nakuru West Constituency.
10. **Janet Agasa, A road user**, Supported the move to increase the fuel levy with expectations that the potholes on the roads are going to reduce and improve the road network.
11. **Christine Oluoch, a road user**, was in support of the increase of RMLF rate by Kes 7 to Kes 25 per litre of petrol and diesel due to the challenges of inflation and the rise of road works construction materials. She emphasized the need for contractors to use materials of the required standards.
12. **Mercy Wambui Karanja (Road User)** rejected the fuel levy and submitted that gravelling levy should be increased 70% according to his opinion and fuel levy should be decreased by 25% and should be taxed against the proportion of fuel import pieces. Additionally, he stated that fuel should decrease from Kshs. 197 to Kshs 170 per litre
13. **Nandili Daniel (NCA)** rejected the fuel levy and submitted that the timing for the review of the RMLF is not best since it will result in inflation of goods and services thus affecting the disposable income of families. He proposed that the road agencies should construct quality roads which will in turn reduce the cost of maintenance. He stated that the country is heavily taxed and further increase in fuel levy will lead to a reduction in fuel use.
14. **Moses Ochuma (NKA)** rejected the review of the road maintenance levy and stated that the tax has seemed unfair and argued that there is no equitable distribution of the road fund, and that maintenance is not conducted on all networks across the country.
15. **Festus Pole (EAGC)** rejected the review of the road maintenance levy fund on the basis that the increment will result in a higher transportation cost for agricultural commodities resulting in spike of agricultural produce prices that will be transferred to consumers. He adds that inflation has impacted the business community.
16. **Marube Mike Nyarango (Road User)** strongly opposed the review of the Road maintenance Levy from Kshs. 18 to Kshs. 25 submitting that there has been a rapid increase in number of cars from 2016 to 2023 resulting in higher collection of the levy. He also stated that the maintenance cost of roads goes up due to construction of "substandard" roads. He argues that the increase of prices will result in an increase in higher prices of goods while lowering the demand for fuel since citizens will opt for alternatives means of transport.
17. **Charles O. Mito (Road User)** submitted that the review of the fuel levy will not only have an economic impact on the road users, but also the general public. He pointed out that the increase in the levy will trigger the rise in prices of basic commodities which will subsequently lead to the rise in the cost of living. He explained that so far, the impact of the fuel levy had not been felt noting that Class A roads in some regions were not in good shape as expected. He added that poorly maintained roads do not attract moral

support for review of the levy since the agencies have been engaging incompetent contractors.

18. **KURA South Rift Region** observed that the proposal to review the fuel levy upwards was a good, but the timing was wrong. They noted that it was important to be sensitive to the operating environment to avoid public outcry and exposure. They pointed out that over the last two weeks, the citizens have expressed themselves on the streets across the country on matters tax increase amidst current economic hardship. They also noted that the increase in the fuel levy was counterproductive. This is because the increase in the levy will have a negative impact on the consumption of the fuel. They wondered how the government would propose the increase in the levy and expect to take more collections. Other than the desired need to increase the levy, KURA South Rift Region suggested that it would be more insightful to undertake a study of effect of pricing on fuel consumption to help generate the appropriate model for funding requirements.
19. **Pius Kipkorir (Road User)** observed that it was not wise to increase the fuel levy until the considerations are made clear to the public on how funds are going to be utilised.
20. **Marani Josephine Valerie (Road user)** noted that instead of increasing the fuel levy, the current budget should be maximised to accommodate road maintenance. This can be done by reducing corruption.
21. **Anonymous (Road user)** observed that reviewing the fuel levy was okay but unfortunately the timing is wrong. The government should instead reschedule the review of the levy.
22. **Simon Langat** from Kenya Urban Roads Authority objected to the increase in RMLF and proposed a reduction in the housing levy from 2.5% to 1% and utilize the saving [of 1.5% to increase RMLF with a similar amount
23. **Jecinta Seina** from Kenya Rural Roads Authority rejected the fuel levy and suggested that the Board utilizes the resources that are currently available
24. **Precious Soipano** from Kenya Rural Roads Authority was opposed to the increase and suggested that the current budget should be utilized adequately
25. **Kibet Samantha** from Kenya Rural Roads Authority opposed the fuel levy increase and pointed out that there is a high cost of inflation. She observed that the an increase in fuel prices would lead to increase in transportation costs. She noted that Kenya is a rich country with enough resources if utilized adequately.
26. **Kitonyo Samson** from Materials Testing and Research Division intimated that an increase in fuel levy will lead to increased pump prices and suggested that the government should find another solution to fund the Road Agencies
27. **Joseph Muchiri** from the Materials Testing and Research Division (MTRD) was unsure about whether to back the Fuel Levy Review increment proposal, as he believed it was important to address the issue of delayed fund payments first.
28. **Mary Nyaguthe**, a road user, was uncertain about supporting the fuel levy increase. While she agreed that raising the levy could be beneficial, she was concerned that the additional funds might be misappropriated. She also

emphasized the importance of setting aside money for emergency repairs, such as those needed after floods, and advocated for the use of Kenya's own fuel resources.

29. **Rev. Paul Taita Malel**, a church counsellor and road user, neither supported nor opposed the fuel levy increment proposal. He emphasized that those responsible for road maintenance must be accountable for the allocated funds, provide proof of the completed maintenance work, and ensure that the work meets the stipulated standards.
30. **Esther Chebet** from CHP was uncertain whether to support or oppose the proposed fuel levy increase. She suggested that the rationale for the fuel levy should be to reduce fuel prices, restore necessary resources, and improve infrastructure.
31. **Rodriques Quintone** from KURA's South Rift region was unsure whether to support or oppose the fuel levy increment. He acknowledged that the increase would benefit the road network and the country, but he argued that it would also raise the prices of commodities dependent on road transportation, thereby impacting citizens' living standards.
32. **Floyd K. Ranji** a road user agreed to the increase of fuel but should be gradual not the Ksh. 7 as proposed to ensure development of roads and not burden the citizens. He suggests that the shilling is also strengthening, and crude oil prices have been slowly decreasing since 2023. He appreciates the fact that the road network has increased, and most road projects are dragged but thinks that with the increase the consumption of fuel may go down thus, not reaping the projected revenue. He suggests that an increase of Ksh. 3 or Ksh. 4 shillings will be a win-win for development and for the people.
33. **David Njuguna** of Sobe K. LTD suggests that the fuel levy should be increased by Ksh. 5 and not Ksh. 7. KRB should investigate the wastage within the agencies, examine Bill 1 for all projects and avoid duplication of projects and KeRRA should be funded through PBC model to maintain roads and improve production.
34. **Evaline Njoroge** of KeRRA suggests a gradual increase from Ksh. 18 to Ksh. 20 as opposed to Ksh. 25. She agrees that RMLF fund has been used effectively to promote and maintain roads. The increased RMLF may improve road network but not ideal at this moment when the economy is crippled.
35. **Peter Kahura** of Nakuru Tuktuk Operators agrees on the increase but suggests from Ksh.18 to Ksh 21.7 as an increase of fuel will translate to an increase in the cost of living and Ksh. 7 shillings may be too much and thus, requesting that the MoRT to consider the citizens.
36. **Kevin Dande** of National Irrigation Authority agrees to the increase, but the proposed increase is too high. He proposes an increase of 22% to favour both the consumer and prioritize better roads to give citizens to adapt the increase.

REGIONAL COMMITTEE OBSERVATIONS

The regional committee observed that:

- a) **Low attendance:** The overall attendance at the public participation forum was significantly lower than anticipated. This low turnout may have been influenced by various factors such as the use of print media to publicize the

public participation. This indicates a need to examine the effectiveness of our outreach methods.

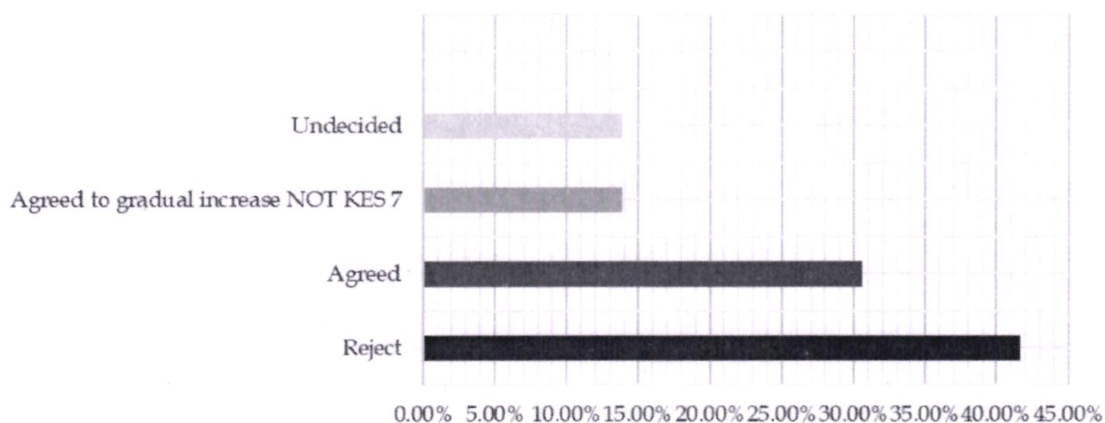
- b) **Limited Awareness:** It was evident that many members of the public were not fully aware of the proposal or the public participation exercise. This suggests that the dissemination of information about the event and its importance may not have reached a wide audience.
- c) **Limited Reach of Advertising Channels:** The advertisement for the public participation exercise was carried out exclusively through social media and print media. While these channels have their advantages, they may not have reached a broad and diverse audience. Many members of the public, especially those without regular access to digital platforms or those who do not read newspapers frequently, may have been unaware of the event.
- d) **Venues and number of days allocated for the public participation:** The public participation could have been conducted for some days to allow for a wider audience from the South Rift Region to submit their views.
- e) **Feedback Quality:** Despite the low turnout, the feedback received from those who did attend was constructive and insightful. Participants provided valuable comments and opinions on the proposal, highlighting both support and concerns regarding the potential impact of the fuel levy increase.

OUTPUTS

The regional committee noted the outcome of the RMLF Public Participation as follows:

- a) There was a total of 59 No. participants who attended the Public Participation
- b) 23 of the 59 participants, representing 39.2% gave their feedback through the email i.e magumbi@krb.go.ke. While 36 of the 59 participants submitted and filled forms that were analysed
- c) 15 of the 36 participants, representing 41.7% outrightly opposed the increase of the RMLF
- d) 11 of the 36 participants, representing 30.7% outrightly accepted the increase of the RMLF
- e) 5 of the 36 participants, representing 13.8%, agreed, but suggested a gradual increase other than KShs. 7.
- f) 5 of the 36 participants, representing 13.8% were not sure or undecided on the proposed increase.

RMLF Public Participation Feedback



S/no	Issue	Area of Law	Comments/Remarks
1.	Misappropriation of funds meant for road maintenance		An increment in the Fuel Levy would be beneficial to the road network but voiced their concerns over the misappropriation of funds through, corruption and wastage of public funds through Bill No. 1, duplication of project works, lack of transparency in tendering process, nepotism and use of sub-standard construction material. The misappropriation of funds erodes public confidence thus making the citizens skeptical on the proposed increase.
2.	High cost of living occasioned by increase in RMLF		The increase in the levy will have a compounding effect to the cost of basic commodities and transport costs, thereby raising the cost of living and reducing the disposable income, GoK to give citizens time to adapt to the already increased cost of living.
3.	Explore additional revenue sources for road maintenance		There is need for the Ministry of Roads and Transport in conjunction with the other

			Road Agencies to explore other financing revenue sources such as transit tolls, and imposition of highway levies since the current green energy is likely to impact the Fuel Levy Fund collections.
4.	Contribution of RMLF to BETA framework through employment creation		RMLF has been offering job opportunities across the country to the community thus the increase will provide more opportunities through road maintenance.
5.	Framework for implementation of Bill No. 1 across the Road Agencies		There is no proper framework on the implementation of Bill No. 1 across Road Agencies leading to misuse and abuse of the funds which would have otherwise been used for maintenance works.
6.	Reduced Fuel consumption occasioned by higher pump prices		The increase in the Fuel Levy would be counterproductive. This is because the increase in the levy may have a negative impact in the consumption of the fuel. They wondered how GoK would propose the increase in the levy and expect to get more collections. Other than the desired need to increase the levy, the public suggested that it would be more insightful to do more research on the effect of pricing on fuel consumption to generate the appropriate model for funding requirements.

REGIONAL COMMITTEE RECOMMENDATIONS

The regional committee recommends as follows:

- a) **Diversify Advertising Channels:** For future public participation, there is need to expand the range of communication channels to include local radio stations and TV channels to reach a broader audience, including those without internet access.
- b) **Interactive Engagement Methods:** There is need to employ more engaging and interactive methods to gather public input, such as town hall meetings and workshops to allow for open discussion and immediate feedback.
- a) **Follow-Up and Feedback:** After the public participation exercise, there is need to provide feedback to the public about how their input was used and the outcomes of the discussions. This transparency builds trust and encourages future participation.



Eng. Nelly Rotich
Regional Director-South Rift

ANNEXTURES

1. *Programme*

2. Attendance list



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB Regional Office 1st Floor, Public Works Building, Nakuru-Sigori Road, Nakuru

Date: 8th July 2024 | Time: 8:00am

No.	NAME	AREA OF RESIDENCE	GENDER (M/F)	DISABILITY (Y/N)	EMAIL ADDRESS	TELEPHONE	SIGNATURE
1	Joseph Nduhi	Nakuru	M	-	Sidgie 29@gmail.com	0726148885	<i>[Signature]</i>
2	Moses Hamisi	NAKURU	F	-	moseshamisi@gmail.com	0728659769	<i>[Signature]</i>
3	Mary Nyaguthie	NAKURU	F	-	Mary Nyaguthie 102@gmail.com	0702512125	<i>[Signature]</i>
4	Chg. E. Bor	BARINGO	M	-	Chg. E. Bor@yahoo.com	073418265	<i>[Signature]</i>
5	Pauline Mwangi	NAIVASA	F	-		0720645519	<i>[Signature]</i>
6	Naditi Daniel	Nakuru	M	-	naditi.daniel@gmail.com	0775862197	<i>[Signature]</i>
7	Rev Paul Taita Malele	NAKURU	M	-	taitamalele18@gmail.com	0724913	<i>[Signature]</i>
8	SHILLAH TUD	BARINGO	F	-	Sachapkurushy114@gmail.com	0713310155	<i>[Signature]</i>
9	Amos Kipkorei	BARINGO	M	-	agethichama889@gmail.com	0717279415	<i>[Signature]</i>
10	Cheromun mibai	BOMET	F	-	cheromunmibai@gmail.com	0722262837	<i>[Signature]</i>
11	DANIEL DORCAS ATEI	BOMET	F	-		0714931857	<i>[Signature]</i>
12	KIBET FRICK	BARINGO	M	-	Tanikibet 30@gmail.com	0722341761	<i>[Signature]</i>
13	VERONICA KOSGEI	BOMET	F	-		0713307203	<i>[Signature]</i>
14	JOEL LELEI	BONGAI	M	-		0711822554	<i>[Signature]</i>
15	ESTHER CHEBOT	KERICHO	F	-		0728935556	<i>[Signature]</i>
16	SHEILA CHEPUKOECH	BOMET	F	-	sheilapwepch41@gmail.com	0726255025	<i>[Signature]</i>
17	Eng. David M. Keremba	RD - NAROK	M	-	devit.keremba@kenya.gov.ke	0723035534	<i>[Signature]</i>



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

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18.	Nicholas Ngeno	NLU East	M	Deaf	nngenos@gmail.com	0769741193	
19.	Gerald Chage	" "	"	"	geraldchage55@gmail.com	0740787470	
20.	Moses Chemuma	NKE East	M	N/A	M/	0723584279	
21.	FESTUS POLE	NJOBO	M	-	Pole.festus@gmail.com	0798210930	
22.	Rocco Maina	Rungai	F	-	chemumaina@gmail.com	0721789413	
23.	Evalline Magon	Rungai	F	-	-	0718451516	
24.	FLOYD K. RANJIT	RAMET	M	-	ranjit.fkg@gmail.com	0756574442	
25.	Eng. Stephen K. Roor	Kiamunyi	M	N	roor.stephen@gmail.com	071120034	
26.	ANASTACIA KIAMBU	NILR. EAST	F	-	anastacia.kiambu@gmail.com	0723828840	
27.	Beatrice Ayoti	Kiamunyi	F	N	beatrice.kiambu@gmail.com	0722830920	
28.	Simon Otigala	KIAMUNYI - DOMET	M	-	simon.otigala@gmail.com	0722707111	
29.	Joseph Ndoro	NKE East	F	-	Joseph.ndoro@gmail.com	0720817307	
30.	DAVID N. N. N. N.	NAKURU CITY	M	-	-	0720955086	
31.	PST GILLET WAPUNA JUMARA	NAKURU EAST	M	YES	JUMARA.GILLET@gmail.com	0722613961	
32.	Manhe Mike Nyarango	NAKURU WEST	M	N/A	manhe.mike@gmail.com	0748302589	
33.	Eng. Nicholas Chelwa	Ngata	M	N	nicholas.chelwa@gmail.com	0722576787	
34.	David Kipng'et	Kiamunyi	M	N/A	kipng'et.david@gmail.com	0723154309	



MINISTRY OF ROADS AND TRANSPORT

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35.	Charles Ojwangi	Nakuru	M		nyong-chris@yaho.com	0721253767	[Signature]
36.	Ly John Oria	KURA - SR	M		johna@kura.go.ke	0722222693	[Signature]
37.	SIMON LANGATI	KURA - SR	M		Stangati.go.ke	072167489	[Signature]
38.	Eng. L.N. Ng'igi	KERRA - Nakuru	M		Lukas.og@kura.go.ke	072121135	[Signature]
39.	JENITA SEMA	KERRA Nakuru	F		jenitasema@gmail.com	0790834605	[Signature]
40.	Precious Seipana	KERRA Nakuru	F		seipana524@gmail.com	0708715866	[Signature]
41.	Evelyn Njoroge	KERRA Nakuru	F		evelynjen0@gmail.com	0715475863	[Signature]
42.	Kibat Samanthia	KERRA Nakuru	F		kibatsamanthia@gmail.com	0714966104	[Signature]
43.	Jamal Mwangi	KURA - SR	M		jamal-mwangi-makao@gmail.com	070060534	[Signature]
44.	Peter Kahura	NAKURU	M		kahurabi2@gmail.com	0702213855	[Signature]
45.	Dennis Sigei	NAKURU	M		kipronch.denisige@gmail.com	0715400774	[Signature]
46.	Dennis Kipkorir	Nakuru	M		dennis-73kipkorir@gmail.com	0701202228	[Signature]
47.	Lavender Akungu	KURA - SR	F		akungulavender365@gmail.com	0704011027	[Signature]
48.	Rodrigues Quintone	KURA - SR	M		quintone.rodrigues@gmail.com	0746424265	[Signature]
49.	Kiranto samson	MIRD	M		kirantokiranto2@gmail.com	0798827736	[Signature]
50.	Derrick Kombo	KURA - SR	M		derrickkombo50@gmail.com	0708228111	[Signature]
51.	Kiplagat ang Kim	Nakuru Section 8	M		KKKiplagat7@gmail.com	0722471565	[Signature]



MINISTRY OF ROADS AND TRANSPORT

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Date: 8th July 2024 | **Time:** 8:00am

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3. Memoranda/Written Comments

(Attached as pdf)



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

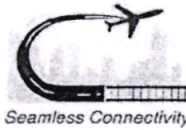
Venue: KRB Regional Office Off A10 Isiolo-Wajir Road, Isiolo

Date: 8th July 2024 | Time 8.00am

No	NAME	ORGANISATION	AREA OF RESIDENCE	GENDER (M/F)	DISABILITY (Y/N)	EMAIL ADDRESS	TELEPHONE	SIGNATURE
1	Martin Njue	EAGC-Eastern Africa Green Corridor	Meru (Nkubai)	M	N	upper-eastern@eagc.org	0714197690	
2	Mohamed Mohamed	County Reps Road	Isiolo	M	N	YarehMohamed73@gmail.com	0723931-444	
3	Chirchir C. Stephen	KURA-UE	MERU	M	N	chrisp94@gmail.com	0726119202	
4	Zipporah Mutiso	KURA-UR	MERU	F	N	zmutoyua@kura.go.ke	0710252159	
5	ILHAM HUSSEIN	KURA-UE	MERU	F	N	william@kura.go.ke	0795700936	
6	Eng. Jacob Ruma	BAA-Rural Roads Project	Isiolo	M	N	Jacob.Ruma@regis-group.com	0724253279	
7	Isaiah Mbunde	KRB	NAIROBI	M	N	Isaiah@krb.go.ke	0729822274	
9	MURITI MOSES	BODA BODA	ISIOLO	M	N	muritimoses2015@gmail.com	0724042624	
10	Alinger Kulane	KRB-HQ	Nairobi	M	N	Akulane@krib.go.ke	0724859184	
11	Eng. Kagwanja	KONHA-UE	Isiolo	M	H	s.kagwanja@kenha.co.ke	0743271065	
12	Eng. E.H. Mwangi	KERRA-ISIOLO	ISIOLO	F	N	esther.mwangi@kerra.go.ke	0721789781	
13	Eng. H.O. Aransi	KERRA-MERU	MERU	M	N	william.aransi@kerra.go.ke	0711593390	
14	Eng. Evelyn Molei	KRB-UE	Isiolo	F	P	Evelyn@krib.go.ke	0700931354	
15	Halima Kuumboko	KRB-UE	Isiolo	F	N	hkuumboko@krib.go.ke	0721482338	



REPUBLIC OF KENYA



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1	BRIAN KITUIT	KRB-UE	ISILOLO	M	N	bkituit@krib.go.ke	0727566995	
2	NASIR BARJAWA	MODOLASHA AGENCIES LTD	"	M	N	modolasha@kenya.com	0708666445	
3	VEILINK	LIMITED	0722944727	M	N	at@gmail	0708666445	
4	Adan Mohamed	ISILO INVESTMENT	0725377986	M	N	adnanmohamed@gmail	0722844727	
5	Julius Lenkoided	KEY ZONE BUILDING & GENERAL CONTRACTORS	"	M	N	adnanmohamed@gmail	0725377986	
6	Julius Lenkoided	KEY ZONE BUILDING & GENERAL CONTRACTORS	"	M	N	Juliuslenkoid@gmail	0768534130	
7	Ellis Mueheri	KRB-UE	"	M	N	krib.go.ke	0723459161	
8	Abraham Boru	Contractor	ISILOLO	M	N		0724551331	
9	Victor Muinde	KURA (UE)	0715452155	M	N	Vmuinde@kura.go.ke	0715452155	
10	Maxa Abdusa	KRB-UE	0748776459	F	N	Maxa@kura.go.ke	0748776459	
11	Salome Muriugo	Hounslow	0745175587	F	N	salome.muriugo@gmail	0745175587	
12	Jessabright Sande	KARATIX	0758926004	M	N	jessabright3@gmail	0758926004	
13	Sophy Hekesa	Hounslow	ISILOLO	F	N	Sophienekesa33@gmail	0769821817	
14	Ann Bahati	KRB-UE	ISILOLO	F	N	AnnBahati014@gmail	0706333097	



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

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1.	Eng. Ali Hassan	KNDA	KIOTO	M	NONE	al Hassan.1674@gmail.com	0720724148	
2.	Eng. Jacob Ruma	ASAP/ENIS	Isiolo	M	NONE	Jacob.ruma@asap.go.ke	0720724148	
3	CPA OSMAN BOGHAD	KRB-PPA	NAIROBI	M	N	Osmankrb@gmail.com	0710198470	
4	Philip Muriungi	KURA-UE	ISILOLO	M	N	Philipmuriungi@gmail.com	0775249222	
5.	Abdalla Raisi	KRB-UE	ISILOLO	M	NONE	araisi@krb.go.ke	0702185147	
6	Kennedy Kwenji	KRB-UE	ISILOLO	M	NONE	KKwenji@krb.go.ke	0712914990	
7	ALI ABDUL ADANO	KRB - UE	ISILOLO	M	NONE	alabdula@krb.go.ke	074124641	
8	Hellen chepngeno	KRB - UE	ISILOLO	F	NONE	hchepngeno@krb.go.ke	0724658364	
9	ILHAM HUSEIN	KURA-UE	ISILOLO	F	NONE	hilham@kura.go.ke	0795700936	
10	ZIPPORAH MUTUKU	KURA-UE	MERU	F	N	zmutekuk@kura.go.ke	0710252159	
11	CHRISTOPHER STEPHEN	KURA-UE	MERU	M	N	chrisp14@gmail.com	0726119202	
12	Lamerlins Phirach	KRB - UE	ISILOLO	M	N	plamerlins@krb.go.ke	0728803480	
13	Husein Abd	KRB-UE	ISILOLO	M	N	hmohamed@krb.go.ke	0718733074	
14	Dennis Mbatia	KRB-UE	ISILOLO	M	N	dkenis@krb.go.ke	0788299827	

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REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Eng F'K Bwa

Organization:

Ke RRA

Contact:

Email:

- 1) The initiative is welcome
- 2) Consider other revenue streams n.
eg. Highway fees,
Vehicle registration
given the current green energy is likely to
impact the collection - electric vehicles

Signature

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REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Simon OTSUA

Organization:

Kenya Rural Roads Auth. - Kericho, Bonet

Contact:

0722704213

Email:

Musunguot@gmail.com

- In support of the Increase.

- Reasons

- Agree with KRA's rationale
- The Impact will be positive for road maintenance in the County.
- Sustainable funding model.
- KRA & Road Agencies have ensured value for money.

Signature



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Grace Ndirige

Organization:

Self

Contact:

Email:

nathani@gmail.com

1. The Increment ~~will~~ ^{should} lead to proper implementation of funds on all roads especially the town roads.

Signature

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MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: DENIS SIGEI

Organization: KURA

Contact: 0715400774

Email: kiprotichdenissigai@gmail.com

I support the increase in the Fuel levy with an expectation of improved Road Network in all Regions.

~~Based~~ Basing with the inflation and rising cost of Road works, increase in fuel levy at 7Ksh 7 per litre is fair.

Signature

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REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Dennis Kipkorir

Organization:

KURA - South Rift

Contact:

0701 20928 / dennis93.kipkorir@gmail.com

Email:

denniskipkorir2@gmail.com

I have read the proposal guideline 'July, 2024' and hereby agree with the proposed increments of RML from the current - Ksh18/litre to Ksh25/litre. As a Kenyan Citizen and a taxpayer and I do hope that the collected levy will be put into proper planning & use.

I look forward to a transformed urban mobility and ever smoother roads in the country.

Signature

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REPUBLIC OF KENYA



Seamless Connectivity

MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Laurender Akinyi

Organization:

Contact:

0704 011 027

Email:

akinyilaurender363@gmail.com

1. I agree with the idea of increasing the fuel levy to improve our road network which I have seen working even in my own ^{small} community. and also has brought about equal job opportunity to both women and men.

2. I have seen its benefits in the recent years and I support and how I wish that some areas to be looked into even though it does not fall into this participation i.e. the stretch between Mukharri to the cement factory going to Kericho.

(The road is bad, impassable there are not correct sign board and a lot of dangers in the night)

Thank you.

Signature

SC



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Derrick K. Kombo

Organization: KURA-SR

Contact: 0708228111

Email: Kombo.derrick50@gmail.com

I, Derrick Kombo, acknowledge that our nation being a third world country needs alot of development, ~~improvement~~ improvement and mainknance to reach the desired status.

The imposition of levy could be handfull for our economy if utilised well.

The proposals are definitely futuristic and could work to help the country reach the milestone but sadly at the expense of the working class.

If the Country is to reach the huge milestone, we the taxpayers should fight for our better for the better good.

~~But since I~~

I hence support the imposition of the Levy although we should also find ways to stabilize the price of food since chances are they could be affected.

~~There are definitely~~

Signature _____

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REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

ERNEST GEXONGE

Organization:

Farmer

Contact:

0722550433

Email:

ernestgexonge@gmail.com

Due to road network and connectivity, I personally feel that the RMLF should be increased to enable the maintenance of roads be done properly.

In places like my area Kapkures in Nakuru West Constituency, roads are many and were damaged by rains, so if the Levy is increased the better.

Signature

Ernest Gexonge

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REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Erick Wamboru

Organization: MTRD

Contact: 0146502450

Email: wamboruverick@gmail

RMLF is necessary for the growth and development of the country, with the planned increase accountability by the responsible organisations should be a priority. With increased road connectivity in the country everyone will be able to grow financially, socially and also the environment is protected.

Signature

SG



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Janet Agasa

Organization: _____

Contact: 0719199473

Email: agasa.janet19@gmail.com

Its a good proposal; however I hope that with the increase we will not be having potholes on the roads. Its very bad that it even exists yet we have bad roads.

Signature

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REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: CHRISTINE OLUOCH

Organization: _____

Contact: 0700608248 -

Email: oluochochenochrine@gmail.com

I support the increase of RMLF rate by Ksh.7 to 25 per litre of petrol and diesel because I believe it will help in curbing the challenge on the inflation and the rising cost of Road Works as long as when it is increased they should ensure that all the materials used should be of the required standard.

Signature

2



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: MERCI HAMBUI KARASTA

Organization: _____

Contact: 0728657767

Email: mercijwkarastu@gmail.com

1. Graveling Levy should be increased 70% according to my opinion.
2. Rehabilitation Centre should be increased on 31% percent reason why we find so many street children hopeless
3. Effects of climate change should be the first priority since we have seen how the floods has destroyed soil example Technology area.
4. Fuel Levy should be decreased by 25% not 28%.
5. Import price should have a percent of 25% not 27%.
6. maintenance backlog has done well on the increase
7. urbanization and traffic growth show is well catered.
8. effects of climate change to me will be good to be restored and infrastructure
9. Levy fuel should decrease from 197 per litre to 170

Signature _____

6



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Nandili Dan

Organization: NCA

Contact: _____

Email: d.nandili@nca.go.ke

→ Personally I feel like this won't be the best time to increase fuel levy. Any increase in the levy will result in an increase in fuel prices thus increasing costs within the country.

→ This will also affect the disposable income for families thereby pushing them to the edge of dispo. I have also noted that there's been a quality in decline in the quality of roads being done hence requiring regular maintenance. I feel if we either improve on quality or use agencies like Public Works it will help in improving quality and reducing costs.

The country is heavily taxed and government taxes and levies are exorbitant hence there's no rational or logic to further increase the fuel levy. Any increment will lead to a reduction in fuel use i.e. using personal cars hence a reduction in the collectable revenue from fuel.

Signature

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MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Moses Ochuma

Organization:

NKA

Contact:

0723584279

Email:

n/a

THE ROAD NETWORK SHOULD CONTINUED
ACROSS THE COUNTRY.
IT IS NOTABLE THAT THE REGION HAS
A LARGE NETWORK OF ROADS THAN ANY OTHER
REGIONS. FOR EQUILABLE DISTRIBUTION OF
ROAD FUND THROUGH FUEL LEVY THERE
SHOULD EQUILABLE DISTRIBUTION OTHER THIS
TAXATION WOULD BE AGAIN.
Signature flor

21



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: FESTUS POLE

Organization: EASTERN AFRICA GRAIN COUNCIL (EAGC)

Contact: 0798210970

Email: fpole@eagc.org

- 1) The Increment will lead to higher transportation costs for agricultural commodities. This will eventually result in increased commodity prices which will likely be transferred to consumers. Consequently this could lead to higher food prices which will likely be transferred to affecting the affordability and accessibility of essential commodities.
- 2) Inflation has also impacted the business community, including the grain sector.

Signature _____

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REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: MARUBE MIKE NYARANGO

Organization: _____

Contact: 0748302589

Email: mikemarube88@gmail.com

Dear Sir/Madam.

As a concerned citizen of Kenya I strongly oppose the proposal by the Ministry of roads and transport on act 1993 of amending the Road Maintenance Levy from Ksh 18 to Ksh 25.

This is because of the following reasons.

3 i) As from 2016 to 2024 there has been a rapid increase in the number of cars on the roads, this translates to increased collection of the Road Maintenance Levy.

2 d ii) The cost of maintenance of roads goes up because of the poor construction of roads, substandard roads at a high cost. The government officials award tenders to their cronies, in less than 9 years the roads are washed away by water, due to poor drainages i.e. Mitimongi area in Gilgil constituency.

mpact 3 iii) Increase in fuel levy will generally increase all prices of goods, overburdening the already burdened citizen.

mpact 3 iv) An increase in fuel prices will lead to low demand because people will opt to walk to work, this will reduce the target Road Maintenance Levy collection.

v) The roads networks in Kenya are on paper, ~~the road~~ there are some roads "under maintenance" but they have never been tar-matched. Roads in Bomaschoke charge and Bomaschoke Borabu Constituencies have never been maintained, by the purported 63 million each yearly because the constituencies have never seen until 2022; recently.

vi) The roads maintained lead to unoperational factories i.e. Mumias Sugar Company, we should ensure there is money circulation by ensuring the roads help in economic growth.

There is enough money in Kenya, we need proper utilization of the funds, corruption everywhere, we still fix

Signature

GENZ

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REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Charles O. Mito

Organization:

Contact:

Box 9440-20112, Nakuru Tel. 0721353707

Email:

nyng-chris@yahoo.com

RE: Review of road maintenance levy. (1) Personal Opinion am both positive and negative at the same time.

1-(a) Positive Part of the Opinion, So long as the tax payer gets the value of the tax am positive even if it is slightly above.

(b) Well maintained roads with relevant cost indicator.

(c.) Equitable road distribution network across the country.

2-(a) Negative Opinion - The road levy as at now, its impact has not been felt, reason being even class "A" roads in some parts of the country are still rough roads. Subject to justification

(b) Poor Maintenance. Poor ~~Maint~~ Maintained roads does not ~~attract~~ attract moral support for review of Maintenance levy since in record most of our roads are poorly maintained may be because of engaging incompetent contractors and poor supervision works

Signature

①



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Charles O. Mito

Organization:

Contact:

9440-20112-Nakuru Tel -0721353707

Email:

nyungochris@yahoo.com

(c) None cost effective routine maintenance ie- Roads done and wear out before use.

General view - Being that review of fuel levy may not only have economical impact on road users, but also general public. it automatically triggers increase on basic commodities, and will ~~have~~ make cost of living be difficult to bear.

For Now
on review of Fuel Levy
am NEGATIVE

Signature

2

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Seamless Connectivity

MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Organization:

KURA

Contact:

Email:

I submit as follows.

- Whereas the rationale for the increase is justifiable to the extent of improving the maintainable conditions for the roads — I find ~~at~~ the timing of this exercise to be not alive to the current economic hardship the citizens are experiencing more so given the last two weeks that the citizens have hereby expressed themselves on matters tax.
- It is common knowledge that the higher the fuel price ~~the~~ has significant ~~a~~ negative impact on the fuel consumption — this well demonstrated by data from yourselves — How come that we propose to raise the fuel price and expect to raise more collections from fuel levy — the likely scenario is that the yearly fuel consumption is likely to drop even further low and this may not necessarily lead to increase in collection.

Signature

PTO.



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: _____

Organization: _____

Contact: _____

Email: _____

- Other than the desired need to increase the maintenance ^{funding} gap - wouldn't it been more insightful to undertake a study of effect of pricing on fuel consumption to help generate the appropriate model for funding requirements
- What happens if the proposed ~~fuel~~ levy raise does not result in equivalent ~~for~~ collection rise does it mean you propose another levy raise - This will beg the question when do you stop the raise -
- What is the Policy position on the frequency upon which fuel levy review is necessary - is it every 5 yrs, 10 years, etc. This will facilitate predictability the same way EPRA reviews ~~these~~ fuel prices every 14th of every month

Signature _____



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Organization:

Contact:

Email:

- It is not clear from the data herein how this review is likely to interact with the other sectors of the ^{no} economy - we may end up solving one problem and creating more hardship to the citizens, - where and when do you strike the balance
- In conclusion let's be sensitive to our operating environment to avoid public outcry and exposure - the ~~idea~~ proposal is good, but the timing could be an issue - Can the economy afford fuel price increase at this moment - I don't know

Signature

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MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: SIMON LANGAI

Organization: KURA

Contact: 0722467481

Email: Slangee.go.ke

Reduce housing levy from 2.5% to 1% and the reduced 1.5% to gather for RMLF instead of increasing 7% to the levy.

Signature 

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MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Jecinta Seino

Organization: KERRA

Contact: 0790834605

Email: jecinta.seino@gmail.com

I REJECT The Increase of fuel Levy. Let us first utilize what we have

Signature _____

40



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Precious Soipano

Organization: KERRA

Contact: 0708715360

Email: soipano924@gmail.com

REJECT ; lets work with the budget we have

Signature_____

NORTH RIFT REGION

THE KENYA ROADS BOARD



KENYA ROADS BOARD

3RD FLOOR, KENYA RE TOWERS, OFF RAGATI ROAD, UPPER HILL

P.O. BOX 73718-00200

NAIROBI

Telephone: +254 (020) 4980 000 2722865/6/8, 27223166/76/81/85 Fax: +254 (020) 2723161

Email: info@krb.go.ke

Website: www.krb.go.ke



Kenya Roads Board

REPORT ON PUBLIC PARTICIPATION ON THE REVIEW OF THE ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

North-Rift Region

		Date	Signature
Prepared by:	Eng. Arphaxad Mwangi For RD- North-Rift	7/07/2021	
Reviewed by	Catherine Kassim- DDBLS		
Approved by:	R.Mohamed, MBS Director General	15/07/2024	

1.0 INTRODUCTION

The North Rift Regional Office conducted a public participation forum on the review of Road Maintenance Levy Fund (Imposition of Levy) Order 2016 on 8th July 2024 at KURA Regional office, Eldoret.

2.0 LEGAL FRAMEWORK

The Government of Kenya, in upholding the provisions of Article 1 of the Constitution, recognises that sovereign power belongs to the people. Thus, public participation strengthens and legitimises state decisions, actions and development interventions, and that it is an important element of good governance and the foundation for a true democracy.

Public Participation is one of the national values and principles of governance enshrined in the Constitution of Kenya, 2010. Public participation is listed as a national value and principle of governance in Articles 10 and 232.

Further, Article 174 (d) recognizes the rights of communities to manage their own affairs and to further their development.

Section 3 of the Road Maintenance Levy Fund Act, 1993, provides that the Cabinet Secretary responsible for Roads, in consultation with the Cabinet Secretary responsible for Finance, may review the Road Maintenance Levy.

The Ministry of Roads and Transport seeks to amend the Road Maintenance Levy Fund (Imposition of Levy) Order, 2016 by increasing the levy by KSh. 7.00; from KSh. 18.00 to KSh. 25.00 per litre of petrol and diesel.

Pursuant to the aforementioned provisions of law, the Ministry placed an advertisement in print media on Sunday 23rd June, 2024 inviting the public to submit memoranda by way of written statements on the proposal to amend the Road Maintenance Levy Fund (Imposition of Levy) Order, 2016. Further, the Ministry vide advertisements placed on Tuesday, 25th June, 2024, invited the public to submit views and attend public participation forum on Monday, 8th July, in regions;

- i) Nairobi;
- ii) Central;
- iii) North Rift;
- iv) South Rift;
- v) Upper Eastern;
- vi) Lower Eastern;
- vii) Nyanza;

- viii) Coast; and
- ix) Western.

To this end, the North-Rift Regional office received 41 No. memoranda.

3.0 MEMORANDA RECEIVED ON THE REVIEW OF THE ROAD MAINTENANCE LEVY FUND (IMPOSITION LEVY) ORDER, 2016

1. **Cyrrill Khasiali Mmani from (Save The Boychild Organization)** Was of the view that RMLF should not be increased until such a time when civic education is done to the public on proper usage of our roads. He also observed that the government should look for alternative measures to collect the increment other than from fuel.
2. **Arifacksad O. Musita (Administration)**, Rejected the increment arguing that KRB should enforce on accountability first before we can increase the said levy.
3. **Simon Kinuthia From Langas**, supported the increment on condition that there is accountability, and it be done progressively so that the citizens do not feel the pinch at once.
4. **Rebecca Kerre, (Girl Transform Initiative)**, Observed that there is no accountability especially on the funds that are remitted to the road agencies as the works done are poor and especially when it rains, the roads are rendered impassable. She also noted that an increase in fuel levy will in turn lead to an increase in the fuel prices thus affect the daily livelihoods of many Kenyans as it will affect various sectors the economy.
5. **Fanisi Ambasi, (Kapsoya Jamii Imara CBO)**, was of the view that we look for alternative ways of getting the extra levy.
6. **Julius Owuor from Langas**, cited that the government should firmly deal with the issue of corruption before any increment can be done.
7. **Chavaseki Sorofine from Transformed Girls Initiative**, supported the increase but on condition that KeRRA should up their game as far as maintenance of roads is concerned. She lauded KeNHA for good roads.
8. **George Mwangi from Langas**, Opposed the increment citing issues to do with corruption and wrong timing. He proposed that we wait for the economy to stabilize before we can increase any such amount.
9. **Nicole Mmbone Ambasi, (Kapsoya Youth Forum for Change)**, welcomed the idea of increasing RMLF but she stated that it be done progressively, say by 3 shillings instead of the 7.
10. **Collins Barasa, (Jicho Pevu CBO)**, Argued that the current amount of 18 shillings per liter is too high and, in any case, should be reduced. He stated that the economy should

stabilize first before we can talk of increasing the same. He insisted that in future the exercise be done in each and every constituency or even ward so as to reach more people. He also emphasized on accountability.

11. **Mary Mboga from Langas (Kisumu Ndogo)**, Opposed the increment citing that the economy should first grow before we can discuss anything to do with fuel levy increment.
12. **Paul Njoroge, Village Elder (Langas)**, Was of the view that we should not increase the levy as the works are not being done properly.
13. **Raphael Kemboi** was of the view that the road levy should not be increased.
14. **Pamella Ombajo of Community Policing Women Representative** (Kapseret sub-county) argued that the road maintenance levy should not be increased due to poor road construction.
15. **Kipkorir Arap Menjo of Sixty Four Residents Association** expressed that fuel levy increment will cause a spiling effect worsening the cost of living. He further questioned the timing of the increment and proposed to first deal with leakages and corruption to safeguard what is currently collected.
16. **Bosco Cherotich** suggested that the road from Kapsabet to Kisumu should be widened. He also proposed that the stretch from Eldoret town to Kapseret Centre should be expanded to two lanes. Additionally, he recommended making the sections from Eldoret town to Annex and from Eldoret town to Junction two lanes as well.
17. **Daniel Kivisi** was of the view that the road levy should not be increased.
18. **Rodgers Ndeta**, Village elder, questioned the timing of the increment stating that the cost of living is currently high. He further emphasized that we first deal with corruption that is a very big issue in the country.
19. **Juma** from Langas opposed the increment proposing that the stakeholders should first be fully aware of how they get value on the levy fund.
20. **John Kiptarus** from Cherunya supported the increment of fuel levy.
21. **Josephine Cherop of Mwanzo Enterprise** opposed the increment of fuel levy from Sh. 18 to Sh. 25 in view that already, the cost of living is high.
22. **Martha Ngara (Administration Eldoret)** rejected the notion stating that the economy is currently in a dilapidated state unless they receive further information on the importance of the fuel levy fund.

23. **Joseph Chepkwony from Langas** disagreed on the additional fuel levy, claiming that transport prices and cost of living standards will rise.
24. **Rose Agola (Village Elder)** opposed the fuel levy increase.
25. **Albanus M. Nthekethe** opposed the increase of fuel levy with the opinion that the current money collected for the fuel levy is enough for road maintenance.
26. **Philiph Barno of ELDICORE NGO (CSO)** rejected the increase of fuel levy claiming that Money is collected by the government, but not remitted to KRB in full, poor maintenance of roads due to corruption done by officers in the ministries as the contractors remains with little amount for maintenance and the expected increase in transportation costs.
27. **David Gikuru (Village Elder)** supported the increase of fuel levy bill reiterating that it will improve the road network maintenance in the country.
28. **John Mwaura (Village Elder Langas)** disagreed with the increase of fuel levy without giving any opinion.
29. **Odenyo Charles** opposed the increase of fuel levy advocating that it will economically oppress the ordinary citizen.
30. **Evans Mulari from the Mwanzo-Kambo Karatasi PWD Help Group** suggested providing a detailed account of fund usage and urged agencies to construct footpaths and roads that are accessible for people with disabilities.
31. **Andrew Mirimo of Id No.1245156 a village elder from Langas Kisumu Ndogo** requested for a field visit to Kisumu Ndogo Market Centre noting that drainage is a safety threat in the market center and needs urgent intervention measures. This should be done before implementing any fuel levy increment.
32. **Jane Mutua, the chairlady of PWDs Langas,** proposed retaining the levy due to Kenya's current financial challenges, including high unemployment rates.
33. **Kinyua Mwiruri,** a village elder was of the view that the fuel levy should not be increased.
34. **Joseph Murera,** a village elder, stated that the levy increase coincided with a period of high living costs.
35. **Changok Philip from Interius** proposed that the fuel levy be used effectively, particularly in awarding contracts, and questioned the quality of completed works, advocating for accountability for implemented work and suggesting stakeholder engagement throughout all stages of contract administration.
36. **Duncan Wambugu of the Eastern Africa Grain Council,** pointed out that price inflation has impacted the business community, including the grain sector, and that

increasing the levy fee would raise business costs further. He suggested that the cess fee they pay should support the RMLF, and the toll fee should also contribute to the RMLF.

37. **Doyle Nyamaru a village elder** was of the view that the fuel levy should not be increased.
38. **John Muiruri from P.I.C Langas Ward** urged for accountability of the RMLF funds before any increase, suggesting that the current funds could sustain a broader network if managed properly.
39. **Irene Atieno, representing Ngarisha Dada Organisation**, requested information about the roads constructed by KeRRA, KURA, and KeNHA and was of the opinion that the levy fund should not be increased.
40. **Luka Alambira** suggested improving road signs, such as adding speed bumps near schools, proposed reducing the fuel levy, and emphasized balancing employment during contract administration.
41. **Silvia Mukonjo**, a village elder, criticized the poor quality of roads and their political influence. She argued that limited road funds are wasted, and public participation efforts are failing due to inconvenient locations and lack of organizer support.

4.0 REGIONAL COMMITTEE OBSERVATIONS

Arising from the public participation forum on the review of Road Maintenance Levy Fund (Imposition of Levy) Order 2016, it was observed;

1. That 41 memoranda comprising of individuals and representatives of various organizations and groups were received.
2. Out of the 41 memoranda received, 87.8% (36) opposed the review of Road Maintenance Levy Fund (Imposition of Levy) Order 2016, 4.87% (2) fully supported and 7.31% (3) supported with conditions.
3. That the main issues for opposing the review of Road Maintenance Levy Fund (Imposition of Levy) Order 2016 were the desire of higher quality of works, lack of accountability of the Road Maintenance Levy Fund, the need for prioritization of works and absence of stakeholder engagement.

OUTPUT

S/No	Issue	Area of Law	Comments/Remarks
1	Quality of Works	KRB ACT, 1999 Part III (21). KRB General Rules, 2022 Part IV (13)	Technical and Performance Audits.

			(Interim and Final Audits), RA field monitoring visits, Follow up on implementation of RA previous audits issues,
2	Accountability	KRB ACT, 1999 Part I (6), Part III (26), Part IV (30), (36), (39)	Fund Inspections (Interim and Final Audits), Dissemination of audit findings.
3	Prioritization of Works	KRB ACT, 1999 Part III 19 (2), (4), KRB General Rules, 2022 Part II 7 (4)(d)	Review of work plan for compliance. Fund Inspections (Interim and Final Audits). Technical and Performance Audits. (Interim and Final Audits)
4	Stakeholder Engagements	KRB ACT, 1999 Part IV (36), KRB General Rules, 2022 Part II 7 (4)(d)	Undertaking stakeholder consultative meetings. Participating in meeting between RAs, county governments and KRB.

5.0 REGIONAL COMMITTEE RECOMMENDATIONS

Arising from the exercise, the DG is hereby requested to note and adopt the following recommendations

1. The Board to hold regular public fora and meetings to allow stakeholders to voice their concerns and suggest improvements. This is to ensure information reaches a wide and diverse range of stakeholders to inform them on the importance of Road Maintenance Levy Fund (Imposition of Levy) Order 2016.
2. That the Board publishes progress reports of road maintenance online and to regularly update the public on expenditure of road maintenance projects and address any discrepancies.
3. That the Board conduct regular monitoring of road maintenance projects to ensure compliance with specifications and standards.



**ENG. ARPAXAD MWANGI
FOR. REGIONAL DIRECTOR**

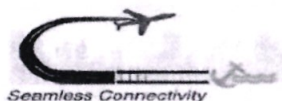
ANNEXTURES

- 1. Programme**
- 2. Attendance list**
- 3. Memoranda/Written Comments**

1. Programme

9:00AM – 10:00 AM	Arrival and Registration
10:00 AM – 10:15 AM	Briefing by the DG Representative
10: 15 AM – 5:00 PM	Receiving of Memorandum

2. Attendance List



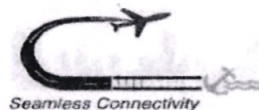
MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KURA Regional Office, Pioneer-Cherunya-Lungas Road, Eldoret

Date: 8th July 2024 | Time: 8:00am

No.	NAME	AREA OF RESIDENCE	GENDER (M/F)	DISABILITY (Y/N)	EMAIL ADDRESS	TELEPHONE	SIGNATURE
1	VINCENT ATIENO	Lungas	F	N	H/A	0797622225	
2	JAMES OMAR	Lungas	M	N	Jamesomar@gmail.com	0711541747	
3	MARY MBOGA	Lungas (Kisumu ndogo)	F	NO	marymboga29@gmail.com	0728931865	
4	JOSEPH CHEPKWONY	Lungas	M	N		0729565674	
5	GEORGE MWANGI	LANGAS	M	NO	mwangi.george@gmail.com	0727115967	
6	JOHN MUIRUU	LANGAS	M	NO	johnmuruu@gmail.com	0728577052	
7	JUMA SHARUKU	LANGAS	M	NO	jumasharuku@gmail.com	0711598685	
8	PAUL NJOROGUE	Lungas	M	NO		0720496301	
9	CHAVASEKI SOROFINE	Lungas	F	NO	chavaseki@gmail.com	0703695550	
10	FAIRIE AMBASI	Kapsaji	F	NO	shellyapril2013@gmail.co	0724628500	
11	EVANS MURARI	MWANZO ESTATE	M	YES	evansmurari@gmail.com	0706652269	
12	NICOLE MBOONE AMBASI	KAPSOGA	F		nicoleambasi@gmail.com	0724255997	
13	PAUL KINYATHA	LANGAS	M	NO		0721954646	
14	CHRISTINE CHELANGA	KERRA - UG.	F	NO	christinejobite@gmail.com	0718736546	
15	ANDREW MURIMU	V. Elder	M	NO		0742143301	
16	ENG. DAVID KIBET	KERRA-Eldoret	M		david.kibet@kerra.go.ke	0725591644	
17	ENG. PHILEAS KIPKOECH	KENITA - N. Rift	M	N	P.Kipkoecha@kenita-w.19	0723482765	



MINISTRY OF ROADS AND TRANSPORT

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No.	NAME	AREA OF RESIDENCE	GENDER (M/F)	DISABILITY (Y/N)	EMAIL ADDRESS	TELEPHONE	SIGNATURE
1.	JOHN M. MAINA	KAPSERET	M	N	-	0723736822	
2.	RAPHAEL RONGOEI	KAPSERET	M	N	kemboiraphael@gmail	0714310013	
3.	DOYLE NYIMARI	KAPSERET	M	N	-	0710953036	
4.	RODGERS NDETA	KAPSERET	M	N	-	0722648209	
5.	JOSEPH MIRERA	KAPSERET	M	N	-	0718463515	
6.	DANIEL KIWISI	KAPSERET	M	N	-	0725513228	
7.	CHARLES N. ODENYO	KAPSERET	M	N	-	0727884324	
8.	ALBANUS M. NIKKEITHA	KAPSERET	M	N	-	0721102125	
9.	ARIFACKAD O. MWITA	KAPSERET	M		arifackadecting@gmail.com	0721527512	
10.	Duncan Wambui	EAGLE	M	N	mrthi.A@egc.org	0706492710	
11.	REBECCA KERRE	GIEL TRANSFORM INITIATIVE	F		gueltransforminitiative@gmail.com	0718487512	
12.	PAMELA OMBATO	KAPSERET	F		pamelaoombato@gmail.com	0726473040	
13.	KIPKORIR MENTO	S. VIEW	M	N	arapmento@yahoo	0722-748248	
14.	Victor Othman	KAPSERET	M	N/A	othmanv@gmail	072129965	
15.	Collins Barasa	KAPSERET	M			0724813119	
16.	Cherngok Phillip	Kipkengo	M	N/A	philipcherngok70@gmail	0720427695	
17.	JOSEPHINE CHEROP	MWANZO ESTATE	F	N/A	Josephine cherop@gmail	0727769520	



REPUBLIC OF KENYA



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MINISTRY OF ROADS AND TRANSPORT

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1	KINYUA MWIRURI	LANGAS	M	N	KINYUAMWIRU.COM	0721356464	
2	Eng. Michael Rono	RD-KERRA N. POST	M	N/A	rono.michael@gmail.com	0740800800	
3	Eng. Musa Munira	AD-KURA N.R	M	N	mumunira@kura.go.ke	0724 876594	
4	BOSCO K. Cheruich	Langas	M	N	bosco.cheruich@gmail.com	0720996267	
5	Julius Cherereri	Engipal - KURA-NR	M	N	jcherereri@kura.go.ke	0723340988	
6	KENNEDY MUCHINA K	ANNEX	M	N	kkinuthia@kvb.go.ke	0703537578	
7	JOHN ISIP TARUS	KI CHERUN'IA	M	N	-	0715143094	
8	JANE K. MOTUA	LANGAS	F	YES	jane.katuu7@gmail.com	0711279115	
9	Jared Kemei	Engineer - KERRA	M	N	jared.kkemei@gmail.com	0706515108	
10	Eng. M. Chetunge	R. Director - KERRA	M	N	kipmure.chetunge@kura.go.ke	0728706430	
11	Gyris Khesichi MUMANI	LANGAS	M	N	khesichi.gyris@gmail.com	0712838000	
12	Luka Midenyo	KIPKAREN	M	N	lukamidenyo@gmail.com	0710950257	
13	Philip BAVAO	KALBOS	M	N	pkbavao@gmail.com	0724848889	
14	DAVID KIKURU	KIPKAREN	M	N	KIKURU	0724416342	
15	Rose Agola	KipKaren	F	N	-	0711461760	
16	Martha Ngaira	KipKaren	F	N	-	0717505100	
17							

3. Memoranda/ Written Comments



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

SUBMISSION/MEMORANDUM FORUM

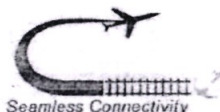
DATE: 8TH JULY, 2024

TIME: 8:00 AM TO 1:00PM

S/N	NAME/ORGANIZATION	CONTACTS/TELEPHONE/EMAIL	DOCUMENT SUBMITTED	SIGNATURE
1.	Cheerungok Philip	07204 27695 philipcheerungok70@gmail	Filled form	
2.	Daniel Kivisi	0725513228	Filled form	
3.	CHARLES OJENYO	0727 88 43 24	FILED FORM	
4.	RAPHAEL KEMOBI	0714 310013	Filled form	
5.	Aripakos O. Musingu	0721527512	filled form	



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MINISTRY OF ROADS AND TRANSPORT

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(IMPOSITION OF LEVY) ORDER, 2016

SUBMISSION/MEMORANDUM FORUM

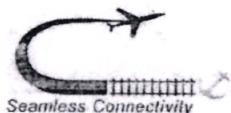
DATE: 8TH JULY, 2024

TIME: 8:00 AM TO 1:00PM

S/N	NAME/ORGANIZATION	CONTACTS/TELEPHONE/EMAIL	DOCUMENT SUBMITTED	SIGNATURE
1.	JOSEPH MIRERA	0718463515	Filled the form.	
2.	PAMELLA OMBATO	0726 473040	Filed	
3.	DOYLE NYAMAR	0716953486	filled	
4.	John Mwaura Muriu	0723736822	filled comment form	
5.	VINCENT ATICHU	0797622225	filled comment form	



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MINISTRY OF ROADS AND TRANSPORT

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DATE: 8TH JULY, 2024

TIME: 8:00 AM TO 1:00PM

S/N	NAME/ORGANIZATION	CONTACTS/TELEPHONE/EMAIL	DOCUMENT SUBMITTED	SIGNATURE
1.	PAUL Njoroge	0720496301	Comment	
2.	Julius Omondi	0711541747	Comment	
3.	Duncan Wambui	0706492710	"	
4.	Ismael Ombui	071598625	"	
5.	Luka Midenyo	0710950257	"	



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TIME: 8:00 AM TO 1:00PM

S/N	NAME/ORGANIZATION	CONTACTS/TELEPHONE/EMAIL	DOCUMENT SUBMITTED	SIGNATURE
1.	JANE MUSA CHAIR LADY P.W.D's	0711 279115	Filled form.	
2.	John Kiptarus	0715143094	Filled form	
3.	REBECCA KERE	0718487512	Filled form	
4.	George Mwangi	0727115962	"	
5.	CHAYSEKI SOROFING	0703595580	filled form	



MINISTRY OF ROADS AND TRANSPORT

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(IMPOSITION OF LEVY) ORDER, 2016

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DATE: 8TH JULY, 2024

TIME: 8:00 AM TO 1:00PM

S/N	NAME/ORGANIZATION	CONTACTS/TELEPHONE/EMAIL	DOCUMENT SUBMITTED	SIGNATURE
1.	Sixty Four Residents Association	0722-748248 cnapmajo@yahoo.com	Memorandum	<i>[Signature]</i>
2.	Rodgers Ndele Atrote Namboni Ambani	0722648209 V/E/der.	Comment form.	<i>[Signature]</i>
3.	Nicole Namboni Ambani	0704255997	Comment form	<i>[Signature]</i>
4.	Evans Mulumu	07066552269	Comment form	<i>[Signature]</i>
5.	Fanisi Ambani	0724628500	Comment form	<i>[Signature]</i>



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DATE: 8TH JULY, 2024

TIME: 8:00 AM TO 1:00PM

S/N	NAME/ORGANIZATION	CONTACTS/TELEPHONE/EMAIL	DOCUMENT SUBMITTED	SIGNATURE
1.	MARI MBOGA	0728931865 marymbog@gmail.com	MEMORANDUM	
2.	COLLINS BARASA JICHO REVU	0100196363 barasacollins3387@gmail.com	Memorandum form	
3.	JANE K. MUGUA CHAIRMAN P.W.D's	0711279115 janekatu7@gmail.com	filled form	
4.	Joseph chekwoony	0729565674	Filled form	
5.	ROSE AGOIA	0711461760	Filled form	



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MINISTRY OF ROADS AND TRANSPORT

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S/N	NAME/ORGANIZATION	CONTACTS/TELEPHONE/EMAIL	DOCUMENT SUBMITTED	SIGNATURE
1.	SILON KIMITHA	0721954646	Filled form	
2.	KINYUA MWIRURI	0721356464	Filled form	
3.	JOSEPHINE CHEBOI	0723769520	Filled form	
4.	MARHA NGARA	0717508100	Filled form	
5.	ALBANO M. NTHAKOTIA	0721102125	Filled form	



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TIME: 8:00 AM TO 1:00PM

S/N	NAME/ORGANIZATION	CONTACTS/TELEPHONE/EMAIL	DOCUMENT SUBMITTED	SIGNATURE
1.	JOTHAN MURUMU P.L.C LANGAS	0728577052	FILLED FORM	Y
2.	KSM Nalogo K200	0772143301	"	
3.	KINYUA MWIRURI	0721356464	FILLED FORM	
4.	Cyril Khasiahi	0712838900	Filled a form	KH
5.	Philip Barua	0724849989	Filled Form	



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MINISTRY OF ROADS AND TRANSPORT

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(IMPOSITION OF LEVY) ORDER, 2016

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DATE: 8TH JULY, 2024

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S/N	NAME/ORGANIZATION	CONTACTS/TELEPHONE/EMAIL	DOCUMENT SUBMITTED	SIGNATURE
1.	DAVID GIKURU	VILLAGE ELDER	I SUBMITTED	
2.				
3.				
4.				
5.				



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Cyrill Khasihi Mmani
 Contact: 0712838700

Organization: SAVE THE BOYCHULO ORGANIZATION
 Email: khasihiyville@gmail.com

LARGAS
KAPSARI

- Not agreeing.
- We propose that the current levy to be maintained, levy on fuel will definitely have an impact to every livelihood communities increase in prices.
- At now the Road Maintenance levy funds did not reach the road user ~~maintenace~~ state holder. We expected that the current levy to be used part of it to educate members of the public on how to properly help or use our road well, this could have help to reduce road distraction like parking on road sholders,

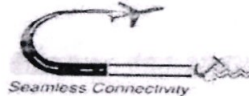
Signature

[Signature]

- Road maintenance ~~expense~~ can be collected from other road revenue like ~~express~~ way to KENS.
- Road maintenance can be ~~used~~ reduced by educating members of the public on proper ~~road~~ road using, hence reducing more damages and cost.
- ~~Reducing~~ Increasing fuel from fuel it will burden transport user to pay more on commodities at this current hard-time.



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MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

ARIFACKSAD O. MUSITA

Organization:

Administration

Contact:

0721527512

Email:

arifackadodig@gmail.com

I reject the increment of fuel levy because no proper accountability on our roads maintenance to better our roads.

Signature



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MINISTRY OF ROADS AND TRANSPORT

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Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Simon Kiruthi A

Organization:

Email:

Contact:

053437437

On the side of Road Maintenance levy Fund we would like it to be subreased as far as there is accountability on what we give and what we receive. According to the situation we are in we would also like it to be introduced in turns for us not to feel the increase of other commodities. Please let us go slowly to get to our way

Signature: Bottas



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: REBECCA KAREE

Organization: GIEL TRANSFORM INITIATIVE

Contact: 0110487512

Email: gieltransforminitiative@gmail.com

- My submission on fuel levy increment are as follows:
1. We as an organization are based in Kesses, Ngaria ward Tasho area. The roads are not passable especially when it rains. This is due to lack of accountability on the maintenance of these roads even though their is budget allocation for the same.
 2. Secondly, with the current economic factors, the increments on the fuel levy will lead to increase in high cost of living especially on the basic commodities and transportation cost. Because an increase will cut across every background, poverty level will increase.
 3. There is no accountability on the tax increment because of corruption. While development is good, accountability of these resource allocation is good and important for the see of the future generation.

Signature

REP



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MINISTRY OF ROADS AND TRANSPORT

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Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Fanisi Ambasi
Contact: 0724628500
Organization: Kapsays Jamii Inara CEO.
Email: shell@gmail.com

- Due to the high cost of living, an increment of fuel levy from sh. 18 Per litre to sh. 25 per litre, will be more effective.

- I would wish if we can leave it on our own means or look for any other option.

- I oppose the fuel Levy.

Signature Paying



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MINISTRY OF ROADS AND TRANSPORT

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Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Justin Owar

Contact: 0711 541747

Organization: Participant

Email: Owarjoe1@gmail.com

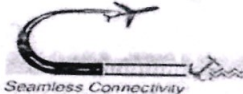
- The imposed tax should not be increased by 25% as this is because income in tax increases the price of commodities and this will be burden to the common citizens especially hawkers.
- Before the government imposed tax on road maintenance it should also deal with the corruption and embezzlement of funds, because Kenyans have been paying taxes since independence now 61 years but their leaders haven't helped them, half of the money goes to road maintenance and half in the pockets of few individuals.

(Signature)

Signature



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MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: CHAVASEKI COROFINE

Organization: TRANSFORMED GIRL INITIATIVE

Contact: 0703595580

Email: canahcorofine@gmail.com

- Concerning this road maintainance levy fund my view is, its not a bad thing to add on the levy fund but we should see the work its doing.
- Rural roads especially isnt working on soo well- KERA should work on our roads more
- KENHA is much better, those main roads arent soo bad.
- The increament of the funds to use is not bad. What we need to see is the work and the improvement on those roads.
- Accountability and the expenditure on the money and good work. Not just working, the more the money the better the work should be.

Signature



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

George Mwangi

Organization:

INDIVIDUAL

Contact:

0727115967

Email:

mwangigeorge8@gmail.com

I oppose the ~~to~~ levy because of financial constraints and also the levy that is in use has not been accounted well despite an increase in roads to be maintained as a residents have witnessed road maintenance taking almost 2 financial years to maintained and thus making my conclusion that what is budgeted has not been used. Again the levy will increase the cost of living has increased and thus as per the president directive we should reduce to leave withing our means. Because of the status of the country I see it's good to fast improve of the cost of living and and handle this menace of corruption atleast to have better use of the current resource allocated. I oppose in totality.

Signature

George Mwangi



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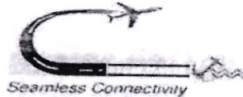
Name: NIOLE MUKBONE ANBAS Organization: Kipsota fourth Forum for CHANGA
Contact: 0704 255 997 Email: Nicobambau@gmail.com

use of the

About the increase of fuel, it's not a bad idea because in one way or the other we need a good transportation. So on my opinion it should not be increased from 1847 you can even do 1843 or below. So that it will not be too expensive to the business. At least to be fare to low class, and the high class that is my opinion.

(Signature)

Signature



MINISTRY OF ROADS AND TRANSPORT

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Venue:

Date: 8th July 2024 | Time: 8:00am

Name: COLLINS BARASA

Organization: JICHO PEVV (C.B.O)

Contact: 0100196363

Email: barasacollins387@gmail.com

On behalf of Jicho pevv as a community based organization in 2asm - gishu kaperset subcounty, my personal views on the additional funds on fuel from 18% to 25% looks abnormal especially now with the status of the nation. I would propose we first stabilize the economy otherwise it will be very impossible. 2. The scope of work that is being done looks poor because of the durability. 3. Public participation should be done to lower levels, most residents can't afford to read and others don't have smart phones to access the information. 4. No accountability of previous funds to enable me know the use of how funds were used.

I therefore disagree with the fuel levy rise

Signature



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Venue: Date: 8th July 2024 | Time: 8:00am

Name: MARY MBOGA Organization: PARTICIPANT
Contact: 0728931865 Email: marymbooga89@gmail.com

- The tax should not be increased because even after increasing in the year 2018, ~~the~~ most roads are still unmaintained. We aren't sure if the road will be maintained after levy increment.
- ~~As~~ a country we are facing ~~funding~~ Economic challenges when we increase the levy tax, the ~~common~~ ~~road~~ ~~and~~ productivity will increase ~~which~~ and the common ~~maintainance~~ will suffer.
- The tax have increased much from 18 to 25, its just dont add up.

Signature



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Venue:

Date: 8th July 2024 | Time: 8:00am

Name: PAUL NISORGE

Organization: Villagers League

Contact: 0720496301

Email: Nil

The levy of before was mag for the works to be done properly. So there is no increment.

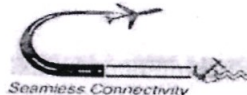
NO LEVY:

Signature

Paul Nisorge



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Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Raphael Kemboi

Organization:

Farmer

Contact:

0714310213

Email:

I personally say no to road levy increment

NO LEVY

Signature

Raphael Kemboi



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Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

PAMELLA OMBAGO

Contact:

0738 137 890

Organization:

Community policing Women Rep

(Kapsaret
sub count)

Email:

pamellambago@gmail.com

I reject the addition of Seven percent shillings because of
poor road Construction.

Signature



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MINISTRY OF ROADS AND TRANSPORT

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Date: 8th July 2024 | Time: 8:00am

Name:

Kipkorir arap Muenjo

Contact:

0722-748248

Organization:

Sixty Four Residents Association

Email:

arapmuenjo@yahoo.com

Fuel levy currently is Sh. 18 per litre. ~~of fuel~~ Increasing it by Sh. 7 to Sh. 25 per litre will cause a spiralling effect worsening the cost of living affecting the majority of Kenyans. On behalf of Sixty four residents Association, it's not the right time to increase the levy. First improve the economy and then adjust the levy at a later date. Deal with leakages & corruption to safeguard what's currently collected.

I say No to any increment.

Signature

Arupmuenjo: Chairman Sixty four Residents Association



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Bosco Cherutich

Contact: 0720 996 267

Organization:

Kangas

Email:

bosco.cherutich@gmail.com

The Road Kapsabet/Kisumu ^{extension} Should be widened from Eldoret town to Kapsabet Centre to be two lines ~~So~~ Also Eldoret town to Annex two lines Eldoret town to Junction (UOE) two lines (New Road)

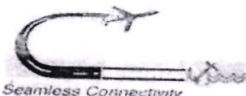
Signature

Bosco Cherutich

08/07/2024



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

DANIEL KWISI

Organization:

Administration

Contact:

0726513228

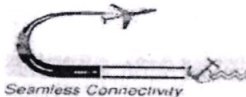
Email:

Tusiongeseme Shilingi Saba kwa
Mafta.

Signature



REPUBLIC OF KENYA



Seamless Connectivity

MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Rodgers Ndete

Organization:

V/Elder

Contact:

0722648 209

Email:

I as Individual I say no to levy increment at this Moment because the Country is in a very dangerous Situation of whereby normal Mwananchi can not accept such kind of fuel increment to happened. let us first deal with Corruption is a very big issue in our Country that we have been Complaining years and years and our government is not taking any step on that so I say big no

Rodgers Ndete
[Signature]

Signature



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016
Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Date: 8th June
 Janki A. Sankar
 0711598695

Contact:

Organization: ADH NISDAZION

Email: Suma@adnison.com

Email:

Subject on LSWY fund is sound and can be of need to the entire community but what is needed most is transparent and time to enable all stakeholders be fully aware on how they can value on the LSWY fund.

125

LAKE SUPERIOR POWERS LOCATION
LAKE SUPERIOR - POWER PLANT.

Signature _____



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MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

John Kiptarus

Organization:

Chesunya

Contact:

Email:

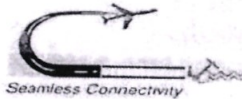
0715143094

I agree to increase fuel levy by the said ksh.7

Signature



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: JOSEPHINE CHEPUP

Organization: MWAMZU ENTERPRISE

Contact: 0727769520

Email: Josephine chepup @ gmail . com

due to fuel levy increment from sh 18 per litre to 25 sh per litre I oppose the fuel levy because of high cost of living.

Signature JS



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2018

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: MURITHA NGATA
Contact: 0717508700

Organization:

ADHUNASTATION (ESD)

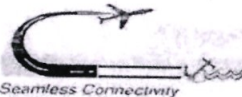
Email:

I reject because we've already undergoing road
conditions economically may be until we
informal fix (way)
made

Signature Muritha



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MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Joseph chekwony

Organization:

Largas

Contact:

0729 56 56 74

Email:

I disagree to add the fuel levy because transport prices will rise, and living standard.

Signature



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Rose Hiyola
Contact: 074461700

Organization: VILAGE ELDER
Email: VILAGE ELDER

I respect levy fund

Signature



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Albans M. Ntekothe

Contact: 2721102125

Organization: _____

Email: _____

The levy of the before was 1mg for that work.
NO increment please.
NO levy:

Signature



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

PHILIP BARNO

Organization:

ELACORE HQD(CSO)

Contact:

0724849989

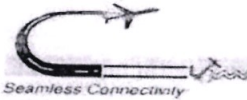
Email:

phbarno@gmail.com

- 1) My opinion is that money is collected by Government, But Not Remitted to KRB in full.
 - 2) poor maintenance of roads due to corruption by officers in ministry as contractor remains with little money
 - 3) The civil society, ^{does not} ~~concerns~~ ^{over} ~~with~~ ^{ministry} ~~to~~ ^{to} add fuel levy as travel and transportation costs will increase.
- Signature Philip Barno



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: DAVID GIKURU

Organization: VILLAGE ELDERS

Contact: 0724415342

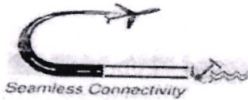
Email: GIKURU

this is better to sayat all things to take
development occur in our country
th

Signature



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Jean Mwangi

Organization:

Village Elder Lango

Contact:

0723 736 822

Email:

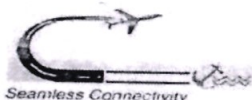
I Say No increase levy of roads

Signature

[Signature]



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

D. DEMYO CHARLES

Organization:

VILLAGE ENGINEER

Contact:

0727884324

Email:

NIMEKATAA MAMBO YA KUONKEZA IBEIYA
MAFUTA SH-7/ HIYO NI KUTINYA MWAICKI YA
KOO KAWAIDA.

Signature



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

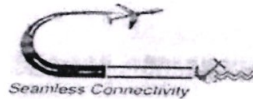
Date: 8th July 2024 | Time: 8:00am

Name: Evans Njulari
Contact: 0706652269

Organization: Njwano-Kembo Kemboi PWD self Help group
Email: evansnjulari@gmail.com

- *Requesting for breakdown on fund utilization
- *Opposes increment of the RMLF
- *Requests construction of footpaths and the roads to be friendly to PWDs.

Signature: Evans Njulari



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: ANDREW MIRIMO

Organization:

Contact: 0742143301 or 011245156

Email:

Andrew.Mirimo@com

Nimi kama mkaazi wa langas na Velder of wa langas Kisumu Nalogo
mkaka Pembe tuko hata Nimi Nabadimba tungi vijana mgaribi
kutembea Area ya Kisumu Nalogo Juma 90 chomungu na
mkaka Schemu ya Segero camp. Ambapo tuko na bridge penye
ni kipukio ya kutoka el Segero hadi lami mpya tise hadi
ni vany banger kamama wanaayuka kwa mtero ni hatari sana.
Vina hayo tnaadmba kabla bila kutu mkubwa kwa
Gardun. Kusanza kabla vmanse chocolate

Thankyou

Am

Andrew Mirimo Area
Kisumu Nalogo

Signature



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

JANE K. MURUGA

Contact:

0711279115

Organization:

CHAKELADY P.W.D's Lamps

Email:

jane.k@chakelady.com

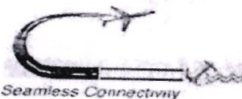
- The Levy to be maintained as of the current situation in Kenya
- Many people are not employed, so when you raise the levy life will be hard.

Tah

Signature



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

KINYUA MWIRURI

Organization:

VILLEG ELDER

Contact:

0721 356464

Email:

MWIRURI KINYUA @ COM

I reject fuel Levy

Signature



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

JOSEPH MURERA

Organization:

VILLAGE CHAIR

Contact:

0718463515

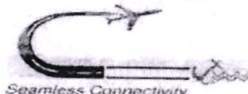
Email:

1) NO increment of levy since our life of living is so hard. let us remain of 18% until we settle our living of life to go down

Signature



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MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Chemngok M. Philip

Organization:

Interview

Contact:

0720427695

Email:

philipchemngok70@gmail.com

- Let the Sh 18 fuel levy fund be utilized well especially on issuance of contracts and work to be done
- Resident engineers should be held responsible for shoddy work done.
- Poor drainage system which leads to road damage.
- No need of doing other roads but do the existing roads by opening of drainage first.
- Accountability of the levy should be prudent.
- Members of the public be involved in monitoring.
- Engineers should be doing regular survey and visits to the roads.

Signature

Philip



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Duncan Wambui

Contact: 0706492710

Organization: Eastern Africa Civil Council

Email: Northrift@eac-council.org

1. The cost of inflation has hit business community including grain sector. Hence introduction of this fee further increases cost of doing business.
2. Business community pays county fees which should contribute to RMLF.
3. Road network expansion introduced payment of toll fees eg Nairobi express way, this toll should contribute to RMLF.

Signature



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

DOYLE NYAMARU

Contact:

0710 958436

Organization:

U ELDER

Email:

NO increase levy

NO LAY

Signature

[Signature]



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: JOHN MURURI

Contact: 0728 577652

Organization: P.I.C LANGAS WAP

Email: Submanu.143@gmail.com

First i want to oppose coz even the 18% we pay has done nothing
so lets use the one we have then we see if we add or stay
there bbt if the 18% will be well managed it can work better.
Only if cartels can move away.

Signature [Signature]



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Luka Midenjo Alambira

Contact:

0710950257

Organization:

Administrative

Email:

Lukamidenjo@gmail.com

(1) Improve on road signs
ie Bumps, dip, School

(2) Reduce road levy.

(3) Balance on the Employment.

Signature



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Seamless Connectivity

MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Date: 8th July 2024 | Time: 8:00am

Name: A. Siliva Ngunjiri

Contact: 0746419106

Organization: Etalon

Email:

- * No one currently experiencing last year and four on vehicle maintenance. Party don't roads levies as wonder whether there is value for the little money currently being collected.
- * Roads left for County Govt. are fully privatized. Areas disregarded by politicians are left to suffer. we can't access our homes particularly during rainy season simply because of political preferences.
- * The current economic status means further cost of fuel reduction. Areas that may further increase prices of the pump is highly rejected.
- * KENYA/KENYA/Kenya Govt. have tyres who rarely utilize many roads that are partly contributed. The system of distributing roads to maintain and upgrade has very little to do with the needs of the daily users. Politicians therefore affecting roads are made by people with no funding or little to do with the roads.
- * Why then are we having all these roads bodies when politicians have the final say?
- * Public participation for government not met. For expected people to know long distances accommodate at their cost while politicians publicly lack of support for the politicians' hinders the success.

Signature: Siliva

THE KENYA ROADS BOARD

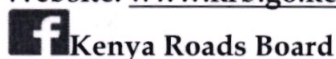


KENYA ROADS BOARD
3RD FLOOR, KENYA RE TOWERS, OFF RAGATI ROAD, UPPER HILL
P.O. BOX 73718-00200
NAIROBI

Telephone: +254 (020) 4980 000 2722865/6/8, 27223166/76/81/85 Fax: +254 (020) 2723161

Email: info@krb.go.ke

Website: www.krb.go.ke



REPORT ON PUBLIC PARTICIPATION ON THE REVIEW OF THE ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

KRB CENTRAL REGION

		Date	Signature
Prepared by:	Eng. Livingstone Mbai - RD Central	09/07/2024	
Reviewed by	Catherine Kassim- DDBLS	9/7/2024	
Approved by:	R. Mohamed, MBS Director General	9/7/2024	

1.0 INTRODUCTION

KRB Central region carried out a public participation for the review of Road Maintenance Levy Fund (Imposition of Levy) order, 2016 on 8th July 2024. The venue for the activity was at the Central regional office along Classic court junction – Ruringu police station road as earlier advertised in the print media. The exercise involved registration of participants and the submission of written memorandum.

2.0 LEGAL FRAMEWORK ON THE PUBLIC PARTICIPATION

The Government of Kenya, in upholding the provisions of Article of 1 of the Constitution, recognizes that sovereign power belongs to the people. Thus, public participation strengthens and legitimizes state decisions, actions and development interventions, and that it is an important element of good governance and the foundation for a true democracy.

Public Participation is one of the national values and principles of governance enshrined in the Constitution of Kenya, 2010. Public participation is listed as a national value and principle of governance in Articles 10 and 232.

Further, Article 174 (d) recognizes the rights of communities to manage their own affairs and to further their development.

Section 3 of the Road Maintenance Levy Fund Act, 1993, provides that the Cabinet Secretary responsible for Roads, in consultation with the Cabinet Secretary responsible for Finance, may review the Road Maintenance Levy.

The Ministry of Roads and Transport seeks to amend the Road Maintenance Levy Fund (Imposition of Levy) Order, 2016 by increasing the levy by KSh. 7.00; from KSh. 18.00 to KSh. 25.00 per litre of petrol and diesel.

Pursuant to the aforementioned provisions of law, the Ministry placed an advertisement in print media on Sunday 23rd June, 2024 inviting the public to submit memoranda by way of written statements on the proposal to amend the Road Maintenance Levy Fund (Imposition of Levy) Order, 2016. Further, the Ministry vide advertisements placed on Tuesday, 25th June, 2024, invited the public to submit views and attend public participation forum on Monday, 8th July, 2024 he proposal and attend a public participation forum on Monday, 8th July, 2024 in regions;

- i) Nairobi;
- ii) Central;
- iii) North Rift;
- iv) South Rift;
- v) Upper Eastern;
- vi) Lower Eastern;
- vii)Nyanza;
- viii) Coast; and
- ix) Western.

To this end, the KRB Central regional office had a turnout of 28 no. participants for the day submitting 21 memorandum physically and an additional 3 no. memorandum submitted via the Regional office email on 2nd, 4th, and 5th of July 2024 respectively. Therefore in total the submission were 24 in no.

3.0 MEMORANDA RECEIVED ON THE REVIEW OF THE ROAD MAINTENANCE LEVY FUND (IMPOSITION LEVY) ORDER, 2016

Mr. Robert Ponyoko from DeKUT submitted that increases in the Road Maintenance Levy from Kshs 18 to Kshs 25 per litre would lead to a significant rise in fuel prices, thereby increasing transportation costs and affecting the prices of goods and services. He also noted that some roads were in poor condition despite previous allocations like the road from Nyeri to Nyahururu. He emphasized campaigns to inform the public about the Road Maintenance Levy, how they are used, and the benefits of the proposed increase.

Laban Maina and Mohamed Mohamud from the Kenya police supported the review of the levy upwards because more Kms of road would be maintained

Alex Kimani from DeKUT opposed the levy bill increase without giving further submission

Mary Beth from DeKUT opposed the levy bill increase citing that there was minimal o show for its use since roads were full of potholes, the increment would further burden the citizens yet the money is pocketed by top hierarchy

Andrew Ndiritu from DeKUT opposed the levy bill increase claiming that it was insensitive to the current living costs and instead proposed looking at ways to decrease the cost of fuel and energy in order to spur the economy back to thriving.

Joseph Kingori from mediamax did not think it was the right time to increase the levy and instead proposed the increment be done in the next financial year.

Eng. Joseph Wanjohi, Eng. J. Murage and Eng. Willy Mburu from KeRRA all supported the increment without giving further submissions

Mr. King'ori I. Kega from Othaya supported the road maintenance levy fund so as to cater for all classes of roads even in the rural areas where the bulk of the Kenyan population reside and also make it easier for them to transport the produce to markets.

Mr. Itobi Newton from Nyeri fully supported raising of the additional fuel levy fund to enable in the maintenance of the existing National Trunk Roads while noting that the extra funds can as well be used in the improvement of road drainage in the existing massive network.

Mr. Kendi P. Gitonga from KeNHA supported the road maintenance levy fund, noting that it would enable the maintenance of our road network to allow the ride ability and durability of our roads.

Mr. Bishar Ahmed from KeNHA supported the increase of the road maintenance levy found to cater for the maintenance of our various network across the country for better mobility

Eng. John M. Mainge from KeNHA supported the position of the authority on the proposed increase in the RMLF Fund.

Purity Nkirote from Nyeri supported the proposed increase of fuel levy to help in achieving BETA

Fridah Kaburu from Nyeri supported the proposed increase with slight amendments such as considering to increase little by little.

Kiune Kahuthu from Nyeri supported the proposed increase of the fuel levy since it had not been reviewed in a long time. It was submitted that the proposed increase was too steep and should be lowered to reflect the current economic condition.

Miriti Brian from Nyeri supported the imposition of levy but with amendments.

Evangeline Maina from Nyeri supported the implementation of the proposed fuel levy increase.

Ruth Muriuki from Nyeri submitted that extra cash can be used to repair and build roads especially the ones destroyed by the floods.

4.0 REGIONAL COMMITTEE OBSERVATIONS

Although KRB Central region received 24 no. written submissions, 3 no. had been copied to the region via email even though the same were sent to the main email listed in the print advert i.e. magumbi@krb.go.ke Therefore the submissions were noted to have been submitted but are not part of this report to avoid duplication.

7 no. persons registered their presence however did not make written submissions and whose names are Simon Mwangi (YEDF - Nyeri), Esther Mwangi (KNA - Nyeri), Solomon Kiritu (Kenya Police - Nyeri), Riziki Mariara (CRC Chair) Denis Karima (NYEC - Nyeri), Moris Miano (CRC), and Mary Njanja from Nyeri.

5.0 REGIONAL COMMITTEE RECOMMENDATIONS

After analysis of the submitted memorandum, it was noted that 5 no. were opposed to the increment while 16 no. supported the increased review of the fuel levy fund. In all more were supporting the increment however the exercise had very low turnout.

Eng. Livingstone K. Mbai
RD - CENTRAL

ANNEXTURES

1. Memoranda/Written Comments

NORTH EASTERN REGION

THE KENYA ROADS BOARD



KENYA ROADS BOARD

3RD FLOOR, KENYA RE TOWERS, OFF RAGATI ROAD, UPPER HILL

P.O. BOX 73718-00200

NAIROBI

Telephone: +254 (020) 4980 000 2722865/6/8, 27223166/76/81/85 Fax: +254 (020) 2723161

Email: info@krb.go.ke

Website: www.krb.go.ke



Kenya Roads Board

REPORT ON PUBLIC PARTICIPATION ON THE REVIEW OF THE ROAD
MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

North-Eastern Region

		Date	Signature
Prepared by:	Eng. Nelson Nyamao	12/7/2024	
Reviewed by	Catherine Kassim- DDBLS		
Approved by:	R.Mohamed, MBS Director General		

Table of Contents

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3.0 MEMORANDA RECEIVED ON THE REVIEW OF THE ROAD MAINTENANCE LEVY FUND (IMPOSITION LEVY) ORDER, 2016.....	5
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5.0 OUTPUT	6
6.0 REGIONAL COMMITTEE RECOMMENDATIONS.....	6

1.0 INTRODUCTION

The Kenya Roads Board Northeastern regional office conducted the public participation on the proposal of an amendment to the Road Maintenance Levy Fund (Imposition of Levy) Order, 2016 to increase the levy by Ksh. 7.00, from Ksh. 18.00 to Kshs. 25.00 per litre of Petrol and Diesel.

Pursuant to article 10 of the constitution of Kenya on public participation the Ministry, through a gazette notice, invited members of the public and stakeholders to various public participation forum to be conducted on Monday, 8th July 2024 from 9.00am -5.00pm at Nairobi (Ministry HQ) and various regional offices.

As a primary entity responsible for administering the fuel levy, North-eastern regional office conducted the public participation forums on the review of the RMLF (imposition of levy) order, 2016 at KRB Northeastern regional office, board room from 8 am to 5pm on 8th July 2024

1.1 Objective

The main objective of the public participation activity was to provide a forum for the presentation of the Fuel levy increment proposal and to receive written and verbal memorandums from participants.

1.2 Stakeholders in attendance

The following stakeholders were engaged during the public participation exercise.

- | | |
|----------------------------|----------------------------|
| • Government Agencies | • Social media influencers |
| • Boda-boda operators | • Transport operators |
| • Mama mboga | • Travelers |
| • Religious leaders | • Hoteliers |
| • Youth development Office | • Pump station |

The above stakeholders were provided with submissions forms to give their views on the proposal to increase the fuel levy. Here below is a summary of the responses.

1.3 Proposal Summary

The imposition of the Fuel levy proposal detailed reasons that necessitated adjustment of the RMLF rate, including.

- a. Inflation and Rising Cost of Road Works-The increase in interest rates and inflation in the economy over the years has eroded the value of the Kenya Shilling. The high rate of inflation has resulted in higher costs of construction and maintenance of roads over the years. Despite the cost increases, the RMLF rate has remained constant from the year 2016 at Kshs. 18.00 per litre.
- b. Need for progressive growth of the RMLF Rate-Effective July 2016, the RMLF rate has remained constant at KShs 18 per litre. To maintain the real value of

RMLF at 2016 prices, annual collections in FY 2023/24 ought to be Kshs 122 billion against the current 80 billion.

- c. Devaluation of the Kenya Shilling- Noting that most materials used in road works are imported, the decline in the value of the Kenya Shilling means that more funds are required to purchase the same materials. To maintain the relative rate of RMLF to the US Dollar, the levy should be increased to at least KShs 24.30 per litre to cover the exchange rate loss by the Kenya shillings over the period.
- d. Fuel Import Prices vs RMLF Rate- Fuel pump prices have similarly doubled from the year 2016 to date, whereas the RMLF rate has remained constant. In comparison with fuel import prices, RMLF rate has effectively reduced from 64% to 27%. To maintain the proportion of fuel import prices that is paid as fuel levy at 2016 rates, the levy needs to be adjusted upwards to KShs 42 per litre.
- e. Development/Expansion of the Road Network- In the last 10 years, the Government of Kenya, with the assistance of Development Partners, has carried out significant development and rehabilitation of the road network in the country. The funding for development and rehabilitation in the road sector increased over the years to a peak of Kshs. 179 billion before a steady decline in the last 4 years to a low of Kshs. 96.9 billion. The fluctuation in the GOK and development partner funds in recent years makes it even more urgent to maximize the life cycle of the newly developed/rehabilitated roads through maintenance. There is therefore needed to increase the maintenance fund.
- f. The Road Sector Investment Programme & Maintenance Backlog- The value of the road network has been established under the Road Sector investment Programme (2023-2027) as 3.999 trillion. This requires investments to protect the road asset from deterioration and loss of value. It is the Ministry's objective to significantly reduce backlog maintenance under RSIP III (2023-27) and this can only be achieved by availing additional RMLF funds to bridge the deficit

2.0 LEGAL FRAMEWORK

The Government of Kenya, in upholding the provisions of Article of 1 of the Constitution, recognises that sovereign power belongs to the people. Thus, public participation strengthens and legitimises state decisions, actions and development interventions, and that it is an important element of good governance and the foundation for a true democracy.

Public Participation is one of the national values and principles of governance enshrined in the Constitution of Kenya, 2010. Public participation is listed as a national value and principle of governance in Articles 10 and 232.

Further, Article 174 (d) recognizes the rights of communities to manage their own affairs and to further their development.

Section 3 of the Road Maintenance Levy Fund Act, 1993, provides that the Cabinet Secretary responsible for Roads, in consultation with the Cabinet Secretary responsible for Finance, may review the Road Maintenance Levy.

The Ministry of Roads and Transport seeks to amend the Road Maintenance Levy Fund (Imposition of Levy) Order, 2016 by increasing the levy by KSh. 7.00; from KSh. 18.00 to KSh. 25.00 per litre of petrol and diesel.

Pursuant to the aforementioned provisions of law, the Ministry placed an advertisement in print media on Sunday 23rd June, 2024 inviting the public to submit memoranda by way of written statements on the proposal to amend the Road Maintenance Levy Fund (Imposition of Levy) Order, 2016. Further, the Ministry vide advertisements placed on Tuesday, 25th June, 2024, invited the public to submit views and attend public participation forum on Monday, 8th July, 2024 and attend a public participation forum on Monday, 8th July, 2024 in regions;

- i) Nairobi;
- ii) Central;
- iii) North Rift;
- iv) South Rift;
- v) Upper Eastern;
- vi) Lower Eastern;
- vii) Nyanza;
- viii) Coast;
- ix) Northeastern and
- x) Western.

To this end, the Northeastern Regional Office received memorandums verbally, and a record of the same captured by the Kenya roads board team.

3.0 MEMORANDA RECEIVED ON THE REVIEW OF THE ROAD MAINTENANCE LEVY FUND (IMPOSITION LEVY) ORDER, 2016

Some of the views collected from the Public are shown below. However detailed views from the participants are attached in the annex.

Abdullahi Yussuf from **GAWASCO** stated that "imposition of fuel levy is timely and efficient for improved services."

Ahmed Noor from **KPLC** expressed that "the levy might burden the consumers as the economy cannot sustain."

Lazarus Monye from **NTSA**, "Increase of fuel levy from Kshs 18 to Kshs 25 is justified. E.g, an increase of Kshs 7 only if corruption by the implementing agency is reduced to zero."

Mohamud Abdullahi Abdi from **Kenya Police** “the increase will ensure good infrastructure hence I support the imposition fuel levy.”

Hassan Mohamed a local businessman stated that “this is enough for Kenyans to impose us on levy. I say a big no.”

4.0 REGIONAL COMMITTEE OBSERVATIONS

The public participation forum was successfully conducted as scheduled. Despite anticipated challenges (insecurity, low turnout & public unrest) the exercise progressed very well with a total of 37 respondents submitting their views. A preliminary analysis of the data collected shows 51% of respondents are in support of the proposed review while 49% are against it

5.0 OUTPUT

S/no	Issue	Area of Law	Comments/Remarks
1.	Supervision Capacity	Kenya Roads Board Act, 1999. KRB (General) Rules, 2022	The Public wants local engineers to supervise the works so that according to the they feel the impact of what they supervised either in a positive or negative manner.
2.	Quality of Works- Some area in the region do not have material lab	Kenya Roads Board Act, 1999 KRB (General) Rules, 2022	The public is concerned with the life span of newly constructed roads which according to the public gets potholes quickly
3	exploring of alternative source of Road Maintenance funds to avoid overreliance on RMLF.	Kenya Roads Board Act, 1999. Constitution of Kenya, 2010.	The board has recently done E-mobility study to inform the future of RMLF.
4	Duplication of roadworks during implementation.	Kenya Roads Board Act, 1999 KRB (General) Rules, 2022.	The road agencies should ensure involvement of all key stakeholders during ARWP preparation.
5.	Prioritization of Roads	Kenya Roads Board Act, 1999 KRB (General) Rules, 2022	Members of the public as concerned with how roads are prioritized

6.0 REGIONAL COMMITTEE RECOMMENDATIONS

The region recommends that the ministry should continue to pursue the increase of fuel levy as proposed

Central

ANNEXTURES



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB Regional Office, Along Classic Court Junction - Ruringu Police Station Road, Nyeri

Date: 8th July 2024 | Time: 8:00am

No.	NAME	AREA OF RESIDENCE	GENDER (M/F)	DISABILITY (Y/N)	EMAIL ADDRESS	TELEPHONE	SIGNATURE
1	Eng. Willy K. Mwaru	B-Nyandarua	M	N	WillyKibamu@gmail.com	0724254742	
2	Eng. J. Murage	- Kirinyaga	M	N	murageji@yahoo.com	0722591088	
3	Ikobi Newton	Nyeri	M	N	n.ikobi@kenha.co.ke	0724548702	
4	Kendi P. Gutanga	KENHA -	F	N	k.gutanga@kenha.co.ke	0723361142	
5	Bishar Ahmed	Central	M	N	b.muhammed@kenha.co.ke	072680080	
6	Mary Njania	Region	F	N	m.njania@kenha.co.ke	0790791771	
7	Eng. John M. Mainge	"	M	N		0793670649	
8	Bishar Ahmed	"	M	N	b.muhammed@kenha.co.ke	072680080	
9	Adhamed Adhamed	Ruringu police sta	M	N		0729213813	
10	Laban Maina	"	M	N		0722460733	
11	Simon Mwangi	YEDF - Nyeri	M	N	1112-10100 Nyeri		
12	Esther Mwangi	KENYA NEWS AGENCY - NYERI	F	N			
13	Robert Pongoko	Student - DEKUT	M	N			
14	Solomon Kintu	OCS Ruringu	M	N			
15	RIZIKI MARIARA	CRC CHAIR	F	N			
16	DENNIS KARIMA	NYERI YOUTH EMP. CENTRE	M	N			

Report



REPUBLIC OF KENYA



Seamless Connectivity

MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB Regional Office, Along Classic Court Junction - Ruringu Police Station Road, Nyeri

Date: 8th July 2024 | Time: 8:00am

No.	NAME	AREA OF RESIDENCE	GENDER (M/F)	DISABILITY (Y/N)	EMAIL ADDRESS	TELEPHONE	SIGNATURE
1.	Purity Nkirete	NYERI	F	N/A	pnkirete@kura.go.ke	0738331719	
2.	Frederick Kaburu	Nyeri	F	N	frederick@kura.go.ke	0722405008	
3.	Kiune Kahuthu	Nyeri	M	N	kiunekahuthu@gmail.com	0701361971	
4.	MURITI BRIAN	Nyeri	M	N	MuritiBrian00@gmail.com	0746928767	
5.	Evangeline Maina	Nyeri	F	N	evangelinemaina7@gmail.com	0799317138	
6.	Ruth Muriuki	Nyeri	F	N	ruthmuriuki878@gmail.com	0720701098	
7.	Moris MIAAO	CRC	M	Y			
8.	Alex Kimani	Student-DeKUT	M	N			
9.	Mary Beth	Student-DeKUT	F	N			
10.	Andrew Ndintu	Student-DeKUT	M	N			
11.	JOSEPH KINGORI	MEDIAMAX	M	N	josephmunene6@gmail.com	0726527276	
12.	ENG. J.M. WANJOHI	RD-KERRA ^{NYERI} MURANGA	M	N			
13.	Kingeri I. Kega	OTHAYA	M	N	Kingerisaa@gmail.com	0726486086	



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Robert Ponyoko

Organization: Student - De KVT

Contact: _____

Email: _____

1- Impact on Fuel Prices:

→ The proposed increases in the Road Maintenance Levy from Kshs 18 to Kshs 25 per Litre will lead to a significant rise in fuel prices. This will increase transportation costs, affecting the prices of goods & services.

2- Road Maintenance & Quality:

→ In Nyeri, we have noticed that some roads are in poor condition despite previous allocations e.g A2 which connects Nyeri to Nyahururu

3- Public Awareness and Education:

→ There should be campaigns to inform the public about the Road Maintenance Levy, how they are used, and the benefits of the proposed increase.

Signature _____



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Ladan maina

Organization:

police officer

Contact:

0722460733

Email:

I support because more km of roads will be maintained.

Signature



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: ndhamu ndhamu

Organization: Kenya police

Contact: 0729 213 813

Email: _____

I support because more km of road will be maintained.

Signature _____



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Rep. Willy K. Mburu

Organization:

KERRA

Contact:

0721254742

Email:

willy.mburu@kerra.go.ke

1 Support

Signature



REPUBLIC OF KENYA



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MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Alex Kimani

Organization:

Student - DeKUT

Contact:

Email:

I oppose the levy bill increase.

Signature



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Mary Beth

Organization: Student - De KUT

Contact: _____

Email: _____

I am opposing the levy bill increment.

The 15% levy bill that is currently at hand, it has minimal to show off potholes in the highway and still want to increase it will just burden the citizens for nothing yet the money is pocketed by top hierarchy so it shouldn't be increased.

Signature _____



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Andrew Ndintu

Organization: Student - DeKVT

Contact: _____

Email: _____

I oppose the proposal to increase the fuel levy bill.
It is insensitive to the current living costs and we should be looking at ways to decrease the cost of fuel and energy in order to spur the economy back to thriving.

Signature _____



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: JOSEPH KIRIAH

Organization: MEDIA MAX

Contact: 0726527276

Email: Josephkiriah6@gmail.com

I don't think this is the right time to increase
the levy. I should propose we wait for next
financial year.

Signature



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Eng Joseph M. Wanyahi

Organization:

KERRA

Contact:

0729874204

Email:

Joseph.Wanyahi@kerra.go.ke

I support

Signature



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Kingori Isaac Kega

Organization: CITIZEN

Contact: 0726486 086

Email: Kingorisaac@gmail.com

It is important that the Road Maintenance Levy fund be increased so as to cater for all classes of roads even in the rural areas where the bulk of the Kenyan population reside and also make it easier for them to transport the produce to markets.

Kingori Kega

Signature



REPUBLIC OF KENYA



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MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Eng. J. Murase

Organization:

KERRA

Contact:

0722-801082

Email:

murasejic@jrhw-com

| Support

Signature



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: ITOB1 NEWTON

Organization: KENHA - CENTRAL REGION

Contact: 0724548702

Email: n.itobi@kenha.co.ke

I'm fully in support of the additional fuel levy fund to enable in the maintenance of the existing National Trunk Roads. The extra funds can as well be used in the improvement of road drainage in the existing massive network.

Signature



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Kendi Purity Gitonga

Organization: KENITA

Contact: 0723361142

Email: k.gitonga@kenha.co.ke

- I support the Road maintenance Levy fund, this will enable the maintenance of our road network, to allow the reliability and durability of our roads.
- It is in this funds that aid all the stakeholders i.e road users get road connections and improves the economy

Signature 



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Buhar Ahmed

Organization:

KenHA

Contact:

0726800080

Email:

b.muhammed@kenha.co.ke

I support the increase of the road maintenance levy fund to cater for the Maintenance of our various network across the country for better mobility.

Signature

B. Ahmed



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Eg. John Mainge Kihori

Organization: KenHA

Contact: 0793670469

Email: mainge-john@gmail.com

I support the position of the Authority on the proposed increase in the RMLF fund.

Signature



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MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: PURITY NKIROTC

Organization: KENYA URBAN ROADS AUTHORITY

Contact: 0738331719

Email: pnkirc@kura.go.ke

→ I support this proposed increase of fuel levy to help in achieving BETA.

Signature



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Franklin Mbarika

Organization: Kenya Urban Roads Authority

Contact: 0722405058

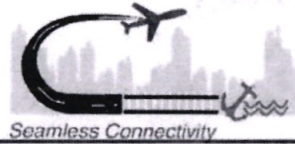
Email: Franklin.Mbarika@kura.go.ke

The proposed increase is supported with slight amendments. Consider increasing little by little.

Signature



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Kiune Kahuthu

Organization: Kenya Urban Roads Authority

Contact: 0701361971

Email: kiunekahuthu@gmail.com

- I support the proposed increase of the fuel levy since it has not been reviewed in a long time. However, the proposed increase is too steep and should be lowered to reflect the current economic condition.

Signature



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

BRIAN KIMBI

Organization:

KURA

Contact:

0746928769

Email:

Writibrian@gmail.com

I support the imposition of Levy but with amendments.

Signature

Brian Kimbi

UPPER EASTERN
REGION

THE KENYA ROADS BOARD



KENYA ROADS BOARD
3RD FLOOR, KENYA RE TOWERS, OFF RAGATI ROAD, UPPER HILL
P.O. BOX 73718-00200
NAIROBI

Telephone: +254 (020) 4980 000 2722865/6/8, 27223166/76/81/85 Fax: +254 (020) 2723161

Email: info@krb.go.ke

Website: www.krb.go.ke

 Kenya Roads Board

REPORT ON PUBLIC PARTICIPATION ON THE REVIEW OF THE ROAD
MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

UPPER EASTERN REGION, ISIOLO

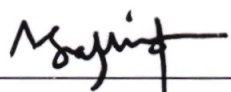
		Date	Signature
Prepared by:	Eng. Evelyn Ndeti RDUER	9 th July 2024	
Reviewed by	Catherine Kassim- DDBLS	9/7/2024	
Approved by:	R. Mohamed, MBS Director General	9/7/2024	

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1. INTRODUCTION

The Kenya Roads Board Upper Eastern regional office conducted the public participation on the proposal of an amendment to the Road Maintenance Levy Fund (Imposition of Levy) Order, 2016 to increase the levy by Ksh. 7.00, from Ksh. 18.00 to Kshs. 25.00 per litre of Petrol and Diesel.

The event was conducted at the Kenya Roads Board Upper Eastern regional office, Isiolo board room from 8 am to 5pm on 8th July 2024 as per public notice of 25th June 2024 appearing in the local dailies.

1.1 Objective

The main objective of the public participation activity was to provide a forum for the presentation of the Fuel levy increment proposal and to receive written and verbal memorandums from participants.

1.2 Stakeholders in attendance

The activity registered a low turnout with a total of forty-four (44) participants. Due to late arrival, the activity kicked off at 11 am with a presentation of the Fuel levy increment proposal followed thereafter by discussions and submissions of verbal memorandums.

The Road Agencies Regional Directors present supported the exercise by attending to the questions raised by the participants on the status of various roads under each of the agency's jurisdiction.

Stakeholders in attendance were from various organizations, Government entities and individuals as follows.

1. Eastern African grain Council (EAGC)
2. Contractors,
3. Boda-boda operators,
4. County and National government representatives,
5. Ewaso Ng'iro North River Basin Development Authority (ENNDA),
6. Arid and Semi-Arid Lands (ASAL) roads project representative,
7. Members of the public
8. Road agencies representatives (KeNHA, KURA, KeRRA)
9. and KRB regional Staff.

1.3 Proposal Summary

The imposition of the Fuel levy proposal detailed reasons that necessitated adjustment of the RMLF rate, including.

- a) Inflation and Rising Cost of Road Works-The increase in interest rates and inflation in the economy over the years has eroded the value of the Kenya Shilling. The high rate of inflation has resulted in higher costs of construction and maintenance of roads over the years. Despite the cost increases, the RMLF rate has remained constant from the year 2016 at Kshs. 18.00 per litre.

- b) Need for progressive growth of the RMLF Rate-Effective July 2016, the RMLF rate has remained constant at KShs 18 per litre. To maintain the real value of RMLF at 2016 prices, annual collections in FY 2023/24 ought to be KShs 122 billion against the current 80 billion.
- c) Devaluation of the Kenya Shilling- Noting that most materials used in road works are imported, the decline in the value of the Kenya Shilling means that more funds are required to purchase the same materials. To maintain the relative rate of RMLF to the US Dollar, the levy should be increased to at least KShs 24.30 per litre to cover the exchange rate loss by the Kenya shillings over the period.
- d) Fuel Import Prices vs RMLF Rate- Fuel pump prices have similarly doubled from the year 2016 to date, whereas the RMLF rate has remained constant. In comparison with fuel import prices, RMLF rate has effectively reduced from 64% to 27%. To maintain the proportion of fuel import prices that is paid as fuel levy at 2016 rates, the levy needs to be adjusted upwards to KShs 42 per litre.
- e) Development/Expansion of the Road Network- In the last 10 years, the Government of Kenya, with the assistance of Development Partners, has carried out significant development and rehabilitation of the road network in the country. The funding for development and rehabilitation in the road sector increased over the years to a peak of KShs. 179 billion before a steady decline in the last 4 years to a low of KShs. 96.9 billion. The GOK and Development Partners' funds are used for development and rehabilitation of roads but not for maintenance. The fluctuation in the GOK and development partner funds in recent years makes it even more urgent to maximize the life cycle of the newly developed/rehabilitated roads through maintenance.

There is therefore needed to increase the maintenance fund.

- f) The Road Sector Investment Programme & Maintenance Backlog- The value of the road network has been established under the Road Sector investment Programme (2023-2027) as 3.999 trillion. This requires investments to protect the road asset from deterioration and loss of value. It is the Ministry's objective to significantly reduce backlog maintenance under RSIP III (2023-27) and this can only be achieved by availing additional RMLF funds to bridge the deficit.

2.0 LEGAL FRAMEWORK

The Government of Kenya, in upholding the provisions of Article of 1 of the Constitution, recognises that sovereign power belongs to the people. Thus, public participation strengthens and legitimises state decisions, actions and development interventions, and that it is an important element of good governance and the foundation for a true democracy.

Public Participation is one of the national values and principles of governance enshrined in the Constitution of Kenya, 2010. Public participation is listed as a national value and principle of governance in Articles 10 and 232.

Further, Article 174 (d) recognizes the rights of communities to manage their own affairs and to further their development.

Section 3 of the Road Maintenance Levy Fund Act, 1993, provides that the Cabinet Secretary responsible for Roads, in consultation with the Cabinet Secretary responsible for Finance, may review the Road Maintenance Levy.

The Ministry of Roads and Transport seeks to amend the Road Maintenance Levy Fund (Imposition of Levy) Order, 2016 by increasing the levy by KSh. 7.00; from KSh. 18.00 to KSh. 25.00 per litre of petrol and diesel.

Pursuant to the aforementioned provisions of law, the Ministry placed an advertisement in print media on Sunday 23rd June, 2024 inviting the public to submit memoranda by way of written statements on the proposal to amend the Road Maintenance Levy Fund (Imposition of Levy) Order, 2016. Further, the Ministry vide advertisements placed on Tuesday, 25th June, 2024, invited the public to submit views and attend public participation forum on Monday, 8th July, 2024 and attend a public participation forum on Monday, 8th July, 2024 in regions;

- i) Nairobi;
- ii) Central;
- iii) North Rift;
- iv) South Rift;
- v) Upper Eastern;
- vi) Lower Eastern;
- vii) Nyanza;
- viii) Coast; and
- ix) Western.

To this end, the Upper Eastern Regional Office received memorandums verbally, and a record of the same captured by the Kenya roads board team.

3.0 MEMORANDA RECEIVED ON THE REVIEW OF THE ROAD MAINTENANCE LEVY FUND (IMPOSITION LEVY) ORDER, 2016

The following were the verbal submissions made by the participants during the meeting.

- i) Mr. Nassir Barsalinga-A contractor in Isiolo County submitted that he is aware of the good work the fuel levy fund is doing across the country. In Isiolo County particularly, opening up of many roads as well as the upgrading of roads in the county is attributed to the fuel levy fund. He therefore supports the increase of the levy by Ksh.7.

He however expressed dissatisfaction on the conduct of the KeNHA mobile weigh bridges team, by stating that the team is always harassing truck drivers who sometimes are found with overloaded vehicles. He observed that the overloading in most cases is minimal and not deliberate. He further suggested that KeNHA should launch an exercise of placing marks on the trucks to guide during loading instead of

the teams acting as if they're out to trap overloaded trucks with an aim of exploiting innocent business people.

- ii) Eng. Jacob Ruwa-The team leader of the ASAL Roads Project Submitted that he supports the increase because its a good thing. He also made the following comments during his submission;
- During the previous years, the increase of the levy was at the discretion of the Minister/Cabinet Secretary, where once a rate is proposed, the change in rate is Gazetted and becomes law. He sort to be guided/informed on whether there had been a change in the law on the increment of the fuel levy?
 - He observed that from the Boards presentation, the classified road network had increased by 77, 671 Km comparing the gazetted Kenya Road Register of 2016 and the new road register of 2024. He therefore wanted to know whether this new road register had been gazetted and whether its available on KRB website.
 - He observed that there is an increase in Backlog of road maintenance over the years, and wanted to understand whether the backlog covers all the roads network or only the national trunk roads?
 - He further pointed out that he agreed it is good to raise more money to meet the road maintenance requirements, but he was worried about the management of the fund, especially with respect to the 32% allocated to KeRRA. The practice has been that the 32% is shared equally among all the constituencies and consequently ends up being managed by CRCs during the prioritization of road works exercise. From experience the CRCs do not always prioritize roads as the regional director of KeRRA would like to prioritize i.e., on the basis of ARICs. He noted that in the last 10 years there is substantial increase in the paved road network, a growth of 47%, which is as a result of Roads 2000 programme and the low volume seal roads projects. He raised concern that if paved networks are not prioritised for maintenance, it will be an exercise in futility to do new roads.
 - He informed members that the ASAL roads project in upper eastern is set to improve 1,000km of roads but one of the condition is that the improved roads must be maintained through RMLF. Since network to be improved through ASAL Roads will be under the jurisdiction of KeRRA, he suggested that there is need to have a policy change or change in legal framework to allocate part of the 32% of the KeRRA allocation to be at the discretion of KeRRA DG through the regional RDs. This will enable them to prioritise maintenance of Road 2000, Low volume seal and ASAL road project devoid of the CRCs interference.
 - He further observed that the required budget to fund road maintainacne is Ksh. 157 billion, even if the board raised the levy to Ksh. 25 they are projecting to collect only Ksh. 115 billion and will still have a deficit. He asked, if the board is considering other sources of raising funds for road maintenance, since overreliance on Fuel levy is not sustainable and there is need for to look for alternative means of raising fund for road maintenance.

- iii) Mr. Miriti Moses- From Isiolo Boda-Boda Association made the following submissions.
- He sought for clarification that apart from road rehabilitation, what other activities does the KRB do for the community in Isiolo. He mentioned that according to his understanding, apart from one highway from Cape town to Cairo that passes through Isiolo the County does not have other roads, he posed a question as to what is the purpose of Ksh.18 when it cannot assist people in Isiolo?
 - He also noted that there is a lot of duplication for the funds allocated to KeNHA, KURA, KeRRA and some roads are done by county. He sought clarifications why all these agencies are doing the same thing.
 - He further submitted a letter requesting for the Boards support for their Association.
- iv) Mr. Ibrahim Boru- Contractor in Isiolo Submitted that he was in full support of the proposal, However, he complained that the work being done by KURA and KeRRA are visible but not sure of what KeNHA does in Isiolo county.
- v) Mr. Martin Njue-Eastern Africa grain Council Coordinator submitted that he supports the increase of the levy, but requested that the public need to be sensitized on the work the levy is funding to make them appreciate the increase of the levy in future.

4.0 REGIONAL COMMITTEE OBSERVATIONS

The public participation forum was successfully conducted as scheduled for the upper eastern region, though there was low turnout for the event, after presentation of the rationale for the proposed increase of the levy to the participants, the attendants appreciated and felt that there were enough justifications for the increase of the levy.

In the region the proposal was opposed by only Mr. Miriti moses, the chairman of the boda boda association, who later supported after he was sensitized about the good work that the Road agencies are doing in Isiolo which is funded by the fuel levy.

5.0 OUTPUT

s/no.	Issue	Area of Law	Remarks
1.	Review of Fuel levy being subjected to public participation, while in previous years the review of rates used to be done by the Minister/Cabinet Secretary of Roads and the changes effected through gazette notice.	Kenya Roads Board Act, 1999, and Constitution of Kenya, 2010.	Article 10 of the constitution of Kenya 2010, requires government to conduct public participation before effecting changes to any law.
2.	The 10% allocation to KeRRA for critical links being interfered with by CRCs.	Kenya Roads Board	There is need to review the provision of the Act to reduce the influence of the CRCs. This will

s/no.	Issue	Area of Law	Remarks
	Hence the concern that even after increment the 10% will still not serve its purpose.	Act, 1999. KRB (General) Rules, 2022.	enable the DG of KeRRA through regional directors to utilize the 10% on Critical link roads without much interference from the CRCs.
3.	Members of the public not sensitized on the Boards Mandate and the benefits of the RMLF so far.	Constitution of Kenya, 2010.	Need to intensify the Boards corporate visibility activities across all regions.
4.	Non adherence to APRP planning and reporting Manual 2021 , which requires utilization of ARICs in road works prioritization during preparation of ARWPs.	Kenya Roads Board Act, 1999. KRB (General) Rules, 2022	Need to review the provision of the Act to reduce the influence of the CRCs.
5.	Availability/exploring of alternative source of Road Maintenance funds to avoid overreliance on RMLF.	Kenya Roads Board Act, 1999. Constitution of Kenya, 2010.	The board has recently done E-mobility study to inform the future of RMLF.
6.	Duplication of roadworks during implementation.	Kenya Roads Board Act, 1999 KRB (General) Rules, 2022.	The road agencies should ensure involvement of all key stakeholders during ARWP preparation.
7.	Gazettement of the new road register, 2024 and its uploading on the Boards website.	Kenya Roads Board Act, 1999	The board has finalized the Road register 2024 pending Gazettement by the CS once gazetted it will be uploaded on the website.

6.0 REGIONAL COMMITTEE RECOMMENDATIONS

The regional committee for the Upper Eastern region recommends the review of Fuel levy rate by Ksh.7.00 based on the participants suggestions during the public participation forum conducted at the region.



Eng. Evelyn Ndeti
Regional Director -Upper Eastern Region

ANNEXTURES

1. Attendance list



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB Regional Office Off A10 Isiolo-Wajir Road, Isiolo

Date: 8th July 2024 | Time 8.00am

NO	NAME	ORGANISATION	AREA OF RESIDENCE	GENDER (M/F)	DISABILITY (Y/N)	EMAIL ADDRESS	TELEPHONE	SIGNATURE
1.	Eng. Ali Hassan	ENRDA	KILO	M	None	ali.hassan@enrda.go.ke	072070070	
2.	Eng. Jacob Bura	ARAF	ISIOLO	M	None	Jacob.mur@araf.go.ke	0720253271	
3	CPT OSMAN BASHIR	KRB-PA	NARODI	M	N	Oshman.krb@go.ke	070198470	
4	Philip Muriungi	KURA-UR	ISIOLO	M	N	Philipmuriungi@gmail.com	0725299222	
5.	Abdalla Raisi	KRB-UR	ISIOLO	M	NONE	araisi@krb.go.ke	0702185107	
6	Kennedy Kwaregi	KRB-UR	ISIOLO	M	NONE	KKwaregi@krb.go.ke	0712914990	
7	ALI ABDUL ADANO	KRB-UR	ISIOLO	M	None	aliabdul@krb.go.ke	0741249641	
8	Hellen chepngeno	KRB-UR	ISIOLO	F	NONE	hchepngeno@krb.go.ke	0724608364	
9	HILHAMA HUSSEIN	KURA-UE	ISIOLO	F	None	hilhama@kura.go.ke	0795700900	
10	ZIPPORAH MURITHI	KURA-UE	MERU	F	N	zipporah@kura.go.ke	0710252155	
11	CHRISTOPHER C. STEPHEN	KURA-UE	MERU	M	N	chrisp@kura.go.ke	0726119202	
12	LOMER LIMA PHIRACH	KRB-UE	ISIOLO	M	N	plomerlima@krb.go.ke	0728808480	
13	HUSSEIN ABDI	KRB-UE	ISIOLO	M	N	husein@krb.go.ke	0718733074	
14	Dennis Mbatia	KRB-UE	ISIOLO	M	N	dennis@krb.go.ke	0728299327	



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1	BRIAN KITUIT	KRB-UE	ISILOLO	M	N	bkituit@kcb.go.ke	0727066995	
2	NABIR BASOLUNGI	WODOGASHI ASSOCIATES LTD	"	M	N	nabirbasolungi@gmail.com	0710866495	
3	KEILINK	LIMITED	0722944727	M	N	at@gmail	0708666145	
4	Adan Mohamed	Isiolo Investments	0725377986	M	N	AdanMohamed@gmail.com	0722844727	
5	Julius Lenkoided	KEY ZONE BUILDING & GENERAL CONTRACTORS	"	M	N	adandlenkoided@gmail.com	072537798	
6	Julius Lenkoided	KEY ZONE BUILDING & GENERAL CONTRACTORS	"	M	N	Juliuslenkoided@gmail.com	0768534130	
7	Ellis Muehen	KRB-UE	"	M	N	kcb.go.ke	072345101	
8	Abraham Boru	Contractor	Isiolo	M	N		0724551331	
9	Victor Muinde	KURA (UE)	0710450155	M	N	Vmuinde@kura.go.ke	0715450155	
10	Makay Abdusa	KRB-UE	0749764599	F	N	Makayabdusa@gmail.com	0749764599	
11	Salame Mueken	Hounslow	0745195587	F	N	salamemueken@gmail.com	0745195587	
12	Jessabright Gende	KRB-UE	0758926004	M	N	jessabright3@gmail.com	0758926004	
13	Sophy Hekesa	Hounslow	Isiolo	F	N	Sophienekesa33@gmail.com	0769821817	
14	Ann Bahati	KRB-UE	Isiolo	F	N	AnnBahati01@gmail.com	0706333097	



MINISTRY OF ROADS AND TRANSPORT

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No	NAME	ORGANISATION	AREA OF RESIDENCE	GENDER (M/F)	DISABILITY (Y/N)	EMAIL ADDRESS	TELEPHONE	SIGNATURE
1	Martin Njue	EAGC-Eastern Africa Common Gateway	Meru (Nkubu)	M	N	uppereastern@eagc.org	0714197690	
2	Mohamed Mohamed	County Rep- Road	Isiolo	M	N	Yaremoheem73@gmail.com	0723951-7444	
3	Chirchir C. Stephen	KURA-UE	MERU	M	N	chrisp94@gmail.co	0725119202	
4	Zippiah Mutwiko	KURA-UR	MERU	F	N	zmwiko@kura.go.ke	0710252165	
5	ILHAM HUSSEIN	KURA-UE	MERU	F	N	william@kura.go.ke	0795700936	
6	Eng. JACOB RUSA	RAH-Rural Roads Project	Isiolo	M	N	Jacob.Rusa@regis-group.co	0724233279	
7	Isaiah Munde	KRB	Nairobi	M	N	Isaiah@arb.go.ke	0729822274	
9	MIRITI MOSES	BODA BODA	Isiolo	M	N	miritimoses2013@gmail.com	0724042624	
10	Alinger Kulane	KRB-HQ	Nairobi	M	N	Akulane@arb.go.ke	0724859184	
11	Eng. Kgwanga	KONHA-UE	Isiolo	M	H	s.kgwanga@kenya.co-ke	0748271065	
12	Eng. E.H. Mwangi	KEARA-Isiolo	Isiolo	F	N	esther.mwangi@kenya.co-ke	0721789781	
13	Eng. H.O. Akwira	KEARA-MERU	MERU	M	N	william.akwira@kenya.co-ke	0711593340	
14	Eng. Evelyn Ndlele	KRS-UE	Isiolo	F	P	Evelyn@rb.go.ke	070931350	
15	Halima Kwarabeke	KRB-UE	Isiolo	F	N	nkwarabeke@krg.go.ke	0721482332	



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1	PHILEMON KIRUI	County Comm-office	ISIOLO	M	N	philemonkirui@gmail.com	0725175564	
2	STEPHANE MACHUNGU	"	ISIOLO	M	N	stephane.machungu@gmail.com	0722731447	
3	George MUGIRO	"	ISIOLO	M	N	georgemugiro@gmail.com	0724256588	
4	MUHAMMAD MUHAMMAD	ENDDA	"	M	N	muhammad.muhammad@gmail.com	0788252191	
5	Abdulla Galme	Enndas	"	M	N	galme541@gmail.com	0727657856	
6	Abdulahi Racho	"	"	M	N	abdulahiracho@gmail.com	0712804307	
7	Laramat Lesingira	"	"	M	N	LaramatLaramat@gmail.com	0718552880	
8	DOMINIC LUNDU	Walla Masai	Kebabisi	M	N	Dlundu@gmail.com	0723658465	



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

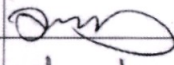
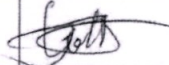
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(IMPOSITION OF LEVY) ORDER, 2016

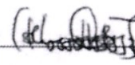
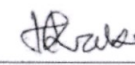
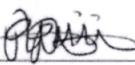
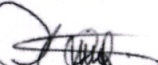
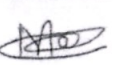
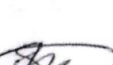
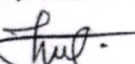
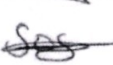
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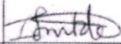
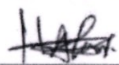
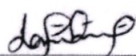
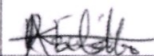
DATE: 8TH JULY, 2024

TIME: 8:00 AM TO 1:00PM

S/N	NAME/ORGANIZATION	CONTACTS/TELEPHONE/EMAIL	DOCUMENT SUBMITTED	SIGNATURE
1.	Martin Njue EAGC	0714197690 uppereastnn@eagc.org-	Support	
2.	Mosab in Boru	0721551331	Support	
3.	Julius Lenkoidad	0768534130	Support	
4.	Adan mohamed.	0725377986 Lusilo	Support	
5.	ABDUL ALI	0722644727	Support	
6.	Mohamed Mohamed	0723931444 (County seat)	Support	

S/N	NAME/ORGANIZATION	CONTACTS/TELEPHONE/EMAIL	DOCUMENT SUBMITTED	SIGNATURE
37.	Ann Baheti/Kamiti	0706333097/ AnnBaheti@com ^{.com}	SUPPORT	
38.	George Migiro/County Commissioner's Office	0724429697/george.migiro@gmail.com	Support	
39.	STEPHEN MWACHUGU/County Commissioner's Office	0722731447/stephenmwachugu@gmail.com	Support	
40.	Philemon Kiria/County Commissioner's Office	0725175564/philemonkiria@gmail.com	Support	
41.	Hussein Mohamed	0768252197/husseinabd@gmail.com	Support	
42.	Makoba Galana	0727657866	Support	
43.	Abdulah Raulo	0712-804307	Support	
44.	Hannat Lesingira	0718 55 2880	Support	
45.			Support	
46.				

S/N	NAME/ORGANIZATION	CONTACTS/TELEPHONE/EMAIL	DOCUMENT SUBMITTED	SIGNATURE
27.	Ellys Mucheri	0723450961 emucheri@kibyo	SUPPORT	
28.	Hellen Chapongo	0724658264 hchapongo@kibyo.go.ke	Support	
29.	Italima Kuamboka	0721482350 hkuamboka@kibyo.go.ke	Support	
30.	Philip Muriungi	phimuriungi@gmail.com 0775299222	SUPPORT	
31.	Eng Ali Hassan	072070148	Support	
32.	Vicki Mwinda	0715452155	Support	
33.	Makay Abdulla	0748764578	SUPPORT	
34.	Salome MUKUNGA	0745675887	SUPPORT	
35.	Tererebright Ginde	0758926004	Support	
36.	Sophy Nekeru	0769521817	SUPPORT	

S/N	NAME/ORGANIZATION	CONTACTS/TELEPHONE/EMAIL	DOCUMENT SUBMITTED	SIGNATURE
17.	ISAIAH MBUNDE (KRB)	0729822274 (siruba@kkrb)	SUPPORT	
18.	Alinoor Kulane	0724859184	Support	
19.	Brian Kilibet	0727566995	"	
20.	Dennis Mbutia	0728 299 827	Support	
21.	Osman Bostanyo	0710198470	SUPPORT	
22.	Hussein Akdi	0718733074	Support	
23.	Ismaelima Phirach	0728802480	"	
24.	Abdalla Raisi	0702 185147	SUPPORT	
25.	KENNEDY KWENYI	0712914990	Support	
26.	ALI ABDUS ADANG	0791247641	Support	

S/N	NAME/ORGANIZATION	CONTACTS/TELEPHONE/EMAIL	DOCUMENT SUBMITTED	SIGNATURE
7.	ILHAM HUSSEIN: KURA-UE	hilham@kura.go.ke	SUPPORT	db
8.	ZIPPORAH MUTUKU: KURA-UE	zmuteku@kura.go.ke	SUPPORT	
9.	CHRISTINA C. STEPHENS	chrisp94@gmail.com	SUPPORT	
10.	RODARDA ASSOCIATION	minimomas2015@gmail.com	SUPPORTS <i>but requested for more info, registration</i>	
11.	Esth. Jacob Ruvu	jacob.ruvu@egis-group.com	Support	
12.	Esth. H. O. Atwiri	hmay.atusiri@kura.go.ke	Support	
13.	Eng. E.W. Mwangi	esther.mwangi@kerrago.ke	Support	
14.	Eng. Kagwanja S.I	s.kagwanja@kenba-co.ke	Support	
15.	Mr Shukri Kibuye	suosaye@kibugoro	Support	
16.	Eng Evelyn Ndetei	endetei@krt.go.ke	Support	



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Evangeline Maina

Organization: KURA - CE

Contact: 0799317138

Email: evangelinemaina@gmail.com

I support the implementation of the proposed fuel levy increase.

Signature



REPUBLIC OF KENYA



Seamless Connectivity

MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Ruth W. Muriuki

Organization: Kenya Urban Roads Authority

Contact: 0780704098

Email: nmuruki@kura.ac.ke

The extra cash can be used to repair the and build roads especially the ones destroyed by the floods.

Signature

Ruth W. Muriuki

Strong Opposition to Proposed Increase in Road Maintenance Levy.

Diana Karungari <mainakarungaridee@gmail.com>

Tue 02/07/2024 18:49

To: Martin Agumbi <magumbi@krb.go.ke>; Central Region <Central@krb.go.ke>; clerk.senate@parliament.go.ke
<clerk.senate@parliament.go.ke>

You don't often get email from mainakarungaridee@gmail.com. [Learn why this is important](#)

Dear Director General-KRB,

I am writing in response to your call for public participation on the proposed increase in the road maintenance levy as outlined in Order 2016. I vehemently oppose it. This hike is unfair and will place an intolerable burden on many citizens, especially during these tough economic times.

The current state of our roads is deplorable, with numerous potholes and a lack of streetlights on many roads. Increasing the levy makes no sense at this time, especially when these basic issues remain unresolved. The current levy is already challenging for many. An increase will only worsen the situation for those struggling to make ends meet. I strongly urge you to reconsider and find alternative funding solutions that do not disproportionately affect the most vulnerable.

This proposal is unacceptable and I hope my concerns are taken seriously.

Sincerely,
Diana Karungari
Concerned Kenyan citizen.

Road Maintenance Levy #RejectFinanceBill2024

Concerned Citizens <ConcernedCitizensKE@proton.me>

Thu 04/07/2024 17:38

To: Martin Agumbi <magumbi@krb.go.ke>

Cc: complain@ombudsman.go.ke <complain@ombudsman.go.ke>; communications@treasury.go.ke <communications@treasury.go.ke>; presidency@presidency.go.ke <presidency@presidency.go.ke>; Kenya Roads Board <info@krb.go.ke>; North Eastern <northeastern@krb.go.ke>; Central Region <Central@krb.go.ke>; Nyanza Region <nyanza@krb.go.ke>; South Rift Region <southrift@krb.go.ke>; North Rift Region <northrift@krb.go.ke>; Upper Eastern Region <uppereastern@krb.go.ke>; corruptionprevention@krb.go.ke <corruptionprevention@krb.go.ke>; feedback@president.go.ke <feedback@president.go.ke>; ps@transport.go.ke <ps@transport.go.ke>; info@transport.go.ke <info@transport.go.ke>; info@ebk.go.ke <info@ebk.go.ke>; registrar@ketrb.go.ke <registrar@ketrb.go.ke>; info@ketrb.go.ke <info@ketrb.go.ke>; kengtrb@gmail.com <kengtrb@gmail.com>; dg@kerra.go.ke <dg@kerra.go.ke>; dg@kenha.co.ke <dg@kenha.co.ke>; kenhapermits@kenha.co.ke <kenhapermits@kenha.co.ke>; integrity@kenha.co.ke <integrity@kenha.co.ke>; complaints@kenha.co.ke <complaints@kenha.co.ke>; rd.nairobi@kenha.co.ke <rd.nairobi@kenha.co.ke>; rd.western@kenha.co.ke <rd.western@kenha.co.ke>; rd.uppereastern@kenha.co.ke <rd.uppereastern@kenha.co.ke>; rd.lowereastern@kenha.co.ke <rd.lowereastern@kenha.co.ke>; rd.coast@kenha.co.ke <rd.coast@kenha.co.ke>; rd.southrift@kenha.co.ke <rd.southrift@kenha.co.ke>; rd.nyanza@kenha.co.ke <rd.nyanza@kenha.co.ke>; corridornorth@kenha.co.ke <corridornorth@kenha.co.ke>; d.corridorb@kenha.co.ke <d.corridorb@kenha.co.ke>; info@lapsset.go.ke <info@lapsset.go.ke>; sbunu@lapsset.go.ke <sbunu@lapsset.go.ke>; anagele@lapsset.go.ke <anagele@lapsset.go.ke>; otawane@lapsset.go.ke <otawane@lapsset.go.ke>; gekalale@lapsset.go.ke <gekalale@lapsset.go.ke>

Some people who received this message don't often get email from concernedcitizenske@proton.me. [Learn why this is important](#)

Dear Sir/Madam

As a concerned citizen, I strongly oppose the following statement:

The Ministry of roads and Transport proposes an amendment to the Road Maintenance Levy Fund

Act, 1993 by increasing the Road maintenance Levy by Kshs 7.00, from Kshs 18.00 to Kshs 25.00 Per litre of Petrol and Diesel.

The government should be looking at ways to reduce the burden on the general public who are already overwhelmed by the high cost of living.

An increase in the Road Maintenance Levy Fund will spiral an increase in costs in all aspects of life, further adding to the burden of all citizens.

What I understand is from 2016 to 2024 the number of cars on the road has increased significantly and hence collection for the Ministry should have increased in usage of both petrol and diesel to propel these vehicles. From this simple statement .it would be prudent the ministry should first audit how the levies collected are used, seal any leaks in revenue utilized and channel the collections appropriately.

Best

Concerned Citizens KE

Sent with [Proton Mail](#) secure email.

RE: Concerns Regarding the Proposed Increase in Road Maintenance Levy

rose kamau <rosewaithira5@gmail.com>

Fri 05/07/2024 14:13

To: Martin Agumbi <magumbi@krb.go.ke>

Cc: Kenya Roads Board <info@krb.go.ke>; Central Region <Central@krb.go.ke>; Nyanza Region <nyanza@krb.go.ke>; North Eastern <northeastern@krb.go.ke>; South Rift Region <southrift@krb.go.ke>

Some people who received this message don't often get email from rosewaithira5@gmail.com. [Learn why this is important](#)

Dear Sir or Madam,

I am writing to express my strong reservations about the proposed increase in the road maintenance levy from KES 18 to KES 25 per liter of fuel. While I understand the importance of maintaining our roads, I believe this hike is poorly timed and could have detrimental effects on our economy and citizens' well-being.

Economic Impact

- **Price Increases:** The levy will directly lead to higher fuel prices, a key input cost across many sectors. This translates to increased transportation and production costs, ultimately driving up prices for goods and services, impacting all consumers, especially low-income households.
- **Inflation:** Rising fuel prices will contribute to inflation, pushing up the cost of essentials like food and basic commodities. This erodes purchasing power, reduces consumer spending, and potentially hinders economic growth.
- **Business Challenges:** Businesses, particularly transportation, logistics, and manufacturing, will face higher operating costs. This can hurt profitability, hinder expansion, and even lead to business closures, especially for vulnerable SMEs.

Social Impact

- **Public Transport Burden:** Increased fuel costs will translate to higher public transport fares, disproportionately affecting those who rely on it for daily commutes. This reduces disposable income and further dampens economic activity.
- **Local Industry Concerns:** Higher fuel prices can make local products less competitive compared to imports, potentially harming domestic manufacturing and impacting local employment and income levels.
- **Widening Inequality:** The burden of higher fuel prices falls most heavily on low-income households, who spend a larger portion of their income on transportation and essential goods. This can exacerbate social and economic inequality, leading to increased poverty and social unrest.
- **Reduced Investment:** Higher fuel costs can deter businesses from investing due to increased operational costs. This can slow economic growth and job creation, further impacting the overall economy.

Alternative Solutions

Given the current economic and political climate, with high unemployment and social tensions, introducing this levy increase is particularly risky. I urge policymakers to explore alternative funding mechanisms that place less strain on consumers and businesses.

Conclusion

Maintaining our roads is crucial, but this levy increase is not the answer. I hope we can find a balanced solution that ensures road infrastructure maintenance without jeopardizing our economic and social well-being.

Thank you for considering these points.

Sincerely,

A very concerned citizen of Kenya.

Rose Waithira K.



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

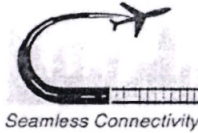
Venue: KRB Regional Office Off A10 Isiolo-Wajir Road, Isiolo

Date: 8th July 2024 | Time 8.00am

No.	NAME	ORGANISATION	AREA OF RESIDENCE	GENDER (M/F)	DISABILITY (Y/N)	EMAIL ADDRESS	TELEPHONE	SIGNATURE
1.	Martin Njue	EAGC - Eastern Africa Grain Council	Meru (Nkurai)	M	N	uppereastern@eagc.org	0714197690	
2.	Mohamed Mohamed	County Dept Road	Isiolo	M	N	Yare.mohamed73@gmail.com	0723931-444	
3.	Churchir C. Stephen	KURA-UE	MERU	M	N	chrsp94@gmail.com	0726119202	
4.	Zipporah Mutiso	KURA-UE	MERU	F	N	zmuto@kura.go.ke	0710252159	
5.	ILHAM HUSSEIN	KURA-UE	MERU	F	N	william@kura.go.ke	0795709336	
6.	Eng. Jacob Ruma	BAH - Rural Roads Project	Isiolo	M	N	Jacob.Ruma@bah.go.ke	0724253279	
7.	Isaiah Mbunde	KRB	NAIROBI	M	N	Isaiah@krb.go.ke	0729822274	
9.	MIRITI MOSES	BODA BODA	ISIOLO	M	N	miritimoses2015@gmail.com	0724042624	
10.	Alinger Kulane	KRB-HQ	Nairobi	M	N	Alkulane@krb.go.ke	0724859189	
11.	Eng. Kagwanja	KONHA-UE	Isiolo	M	H	s.kagwanja@kenha.co.ke	0743271065	
12.	Eng. E.W. Wwangi	KEPRA-ISIOLO	ISIOLO	F	N	esther.wwangi@kepra.go.ke	0721789781	
13.	Eng. H.O. Aransi	KEPRA-MERU	MERU	M	N	william.aransi@kepra.go.ke	0711593390	
14.	Eng. Evelyn Ndeki	KRB-UE	Isiolo	F	P	Ender@krb.go.ke	070993354	
15.	Halima Kuumbake	KRB-UE	Isiolo	F	N	hkuumbake@krb.go.ke	0721482338	



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No	NAME	ORGANISATION	AREA OF RESIDENCE	GENDER (M/F)	DISABILITY (Y/N)	EMAIL ADDRESS	TELEPHONE	SIGNATURE
1	BRIAN KITUIT	KRB-UE	ISILOLO	M	N	bkitilit@krb.go.ke	0727566995	
2	NASHIR BARJOMINGI	MODOLASHA AGENCIES LTD	"	M	N	modolashage@gmail.com	0708666445	
3	KEILINK	LIMITED	0722844727	M	N	at@gmail	0708666145	
4	Mdau Mohamed	ISILO INVESTMENT	0725377986	M	N	JELINM@icloud.com	0722844727	
5	Julius Lenkoided	KEY Zone Bldg & general contract	"	M	N	LADON adan@aragmail.com	072537798	
6	Julius Lenkoided	KEY Zone Bldg & general contract	"	M	N	Juliuslenko@gmail.com	0768534130	
7	Elly Mueheri	KRB-UE	"	M	N	krb.go.ke	072345961	
8	Abraham Boru	Contractor	ISILOLO	M	N		0724551331	
9	Victor Muirere	KURA (UE)	0715452155	M	N	Vmuirere@icloud.com	0715452155	
10	Makay Abdusa	KRB-UE	0748764599	F	N	Maxfaiza080@gmail.com	0748764599	
11	Salome mukungu	Hounslow	0745675587	F	N	salome mukungu@gmail.com	0745675587	
12	Jessabright Sando	KRB-UE	0758926004	M	N	jessabright3@gmail.com	0758926004	
13	Sophy Hekesa	Hounslow	ISILOLO	F	N	Sophienekesa33@gmail.com	0769521817	
14	Ann Bahati	KRB-UE	ISILOLO	F	N	AnnBahati014@gmail.com	0706333097	



REPUBLIC OF KENYA



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Date: 8th July 2024 | Time 8.00am

No.	NAME	ORGANISATION	AREA OF RESIDENCE	GENDER (M/F)	DISABILITY (Y/N)	EMAIL ADDRESS	TELEPHONE	SIGNATURE
1.	Brig. Ali Hassan	KRIDA	ISILOLO	M	None	al.hassan@krb.go.ke	0722253214	
2.	Enr. Jacob Ruma	ASAR/ENIS	ISILOLO	M	None	Jacob.ruma@krb.go.ke	0722253214	
3.	CPT OSMAN BASHIR	KRB-PRA	NARODI	M	N	Osham@krb.go.ke	0710198470	
4.	Philip Mwirungi	KURA-UER	ISILOLO	M	N	Philipkegga@gmail.com	0735249222	
5.	Abdalla Raisi	KRB-UER	ISILOLO	M	NONE	araisi@krb.go.ke	0702185147	
6.	Kennedy Kwenyi	KRB-UER	ISILOLO	M	NONE	KKwenyi@krb.go.ke	0712914490	
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10.	ZIPPORAH MUTUKU	KURA-UE	MERU	F	N	zmutekuk@kura.go.ke	0710252159	
11.	CHRISTOPHER C. STEPHEN	KURA-UE	MERU	M	N	chrisp@kura.go.ke	0726119202	
12.	Lomonima Phirach	KRB - UE	ISILOLO	M	N	plomonima@krb.go.ke	0728803480	
13.	Hussein Abd,	KRB-UE	ISILOLO	M	N	hameham@krb.go.ke	0718133074	
14.	Dennis Mbatia	KRB-UE	ISILOLO	M	N	dkenya@krb.go.ke	0738299827	

[illegible]

THE KENYA ROADS BOARD



KENYA ROADS BOARD
3RD FLOOR, KENYA RE TOWERS, OFF RAGATI ROAD, UPPER HILL
P.O. BOX 73718-00200
NAIROBI

Telephone: +254 (020) 4980 000 2722865/6/8, 27223166/76/81/85 Fax: +254 (020) 2723161

Email: info@krb.go.ke

Website: www.krb.go.ke



REPORT ON PUBLIC PARTICIPATION ON THE REVIEW OF THE ROAD
MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

North-Eastern Region

		Date	Signature
Prepared by:	Eng. Nelson Nyamao	9/7/2024	
Reviewed by	Catherine Kassim- DDBLS	9/7/2024	
Approved by:	R.Mohamed, MBS Director General		

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1.0 INTRODUCTION

The Kenya Roads Board Northeastern regional office conducted the public participation on the proposal of an amendment to the Road Maintenance Levy Fund (Imposition of Levy) Order, 2016 to increase the levy by Ksh. 7.00, from Ksh. 18.00 to Kshs. 25.00 per litre of Petrol and Diesel.

Pursuant to article 10 of the constitution of Kenya on public participation the Ministry, through a gazette notice, invited members of the public and stakeholders to various public participation forum to be conducted on Monday, 8th July 2024 from 9.00am -5.00pm at Nairobi (Ministry HQ) and various regional offices.

As a primary entity responsible for administering the fuel levy, North-eastern regional office conducted the public participation forums on the review of the RMLF (imposition of levy) order, 2016 at KRB Northeastern regional office, board room from 8 am to 5pm on 8th July 2024

1.1 Objective

The main objectives of carrying out public participation includes

1. To sensitize the stakeholders on rationale of reviewing fuel levy
2. To gather views from stakeholders and road users on the proposed increase in fuel levy
3. Analyse the views collected and come up with appropriate recommendations.

1.2 Stakeholders in attendance

The following stakeholders were engaged during the public participation exercise.

- | | |
|----------------------------|----------------------------|
| • Government Agencies | • Social media influencers |
| • Boda-boda operators | • Transport operators |
| • Mama mboga | • Travelers |
| • Religious leaders | • Hoteliers |
| • Youth development Office | • Pump station |

The above stakeholders were provided with submissions forms to give their views on the proposal to increase the fuel levy.

1.3 Rationale

From inception, the RMLF rate has regularly been reviewed upwards considering changing economic conditions. The last review was done in July 2016, when the rate was increased from Kshs. 12 to Kshs. 18 per litre (50% increase). Effective July 2016, the RMLF rate has remained constant at KShs. 18 per litre and annual collections have matured at Kshs. 80 billion. Due to inflation, the current annual RMLF collections are equivalent to Kshs. 52 billion in 2016 prices.

The high rate of inflation has resulted in higher costs of construction and maintenance of roads over the years. The higher unit costs of construction indicate that for the same type of work in 2016, more funds are required currently. The RMLF rate therefore needs to be adjusted for inflation.

The Countrywide Road Inventory and Condition Survey (2023) showed that the road network has grown to 239,122 kms. The paved network has also increased to 25,410.69 km. Additional resources are needed to meet the needs of the network. In addition, the paved network requires more funds per unit for maintenance.

2.0 LEGAL FRAMEWORK

The Government of Kenya, in upholding the provisions of Article of 1 of the Constitution, recognises that sovereign power belongs to the people. Thus, public participation strengthens and legitimises state decisions, actions and development interventions, and that it is an important element of good governance and the foundation for a true democracy.

Public Participation is one of the national values and principles of governance enshrined in the Constitution of Kenya, 2010. Public participation is listed as a national value and principle of governance in Articles 10 and 232.

Further, Article 174 (d) recognizes the rights of communities to manage their own affairs and to further their development.

Section 3 of the Road Maintenance Levy Fund Act, 1993, provides that the Cabinet Secretary responsible for Roads, in consultation with the Cabinet Secretary responsible for Finance, may review the Road Maintenance Levy.

The Ministry of Roads and Transport seeks to amend the Road Maintenance Levy Fund (Imposition of Levy) Order, 2016 by increasing the levy by KSh. 7.00; from KSh. 18.00 to KSh. 25.00 per litre of petrol and diesel.

Pursuant to the aforementioned provisions of law, the Ministry placed an advertisement in print media on Sunday 23rd June, 2024 inviting the public to submit memoranda by way of written statements on the proposal to amend the Road Maintenance Levy Fund (Imposition of Levy) Order, 2016. Further, the Ministry vide advertisements placed on Tuesday, 25th June, 2024, invited the public to submit views and attend public participation forum on Monday, 8th July, 2024 and attend a public participation forum on Monday, 8th July, 2024 in regions;

- i) Nairobi;
- ii) Central;
- iii) North Rift;
- iv) South Rift;
- v) Upper Eastern;
- vi) Lower Eastern;
- vii) Nyanza;
- viii) Coast;
- ix) Northeastern and
- x) Western.

To this end, the Northeastern Regional Office received memorandums verbally, and a record of the same captured by the Kenya roads board team.

3.0 MEMORANDA RECEIVED ON THE REVIEW OF THE ROAD MAINTENANCE LEVY FUND (IMPOSITION LEVY) ORDER, 2016

Some of the views collected from the Public are shown below. However detailed views from the participants are attached in the annex.

Abdullahi Yussuf from **GAWASCO** stated that " imposition of fuel levy is timely and efficient for improved services."

Ahmed Noor from **KPLC** expressed that " the levy might burden the consumers as the economy cannot sustain."

Lazarus Monye from **NTSA**, "Increase of fuel levy from Kshs 18 to Kshs 25 is justified. E.g, an increase of Kshs 7 only if corruption by the implementing agency is reduced to zero."

Mohamud Abdullahi Abdi from **Kenya Police** "the increase will ensure good infrastructure hence I support the imposition fuel levy."

Hassan Mohamed a local businessman stated that "this is enough for Kenyans to impose us on levy. I say a big no."

4.0 REGIONAL COMMITTEE OBSERVATIONS

The public participation forum was successfully conducted as scheduled. Despite anticipated challenges (insecurity, low turnout & public unrest) the exercise progressed very well with a total of 37 respondents submitting their views. A preliminary analysis of the data collected shows 51% of respondents are in support of the proposed review while 49% are against it

5.0 OUTPUT

S/no	Issue	Area of Law	Comments/Remarks
1.	Supervision Capacity	Kenya Roads Board Act, 1999. KRB (General) Rules, 2022	The Public wants local engineers to supervise the works so that according to the they feel the impact of what they supervised either in a positive or negative manner.
2.	Quality of Works- Some area in the region do not have material lab	Kenya Roads Board Act, 1999 KRB (General) Rules, 2022	The public is concerned with the life span of newly constructed roads which according to the public gets potholes quickly
3	exploring of alternative source of Road Maintenance	Kenya Roads Board Act, 1999.	The board has recently done E-mobility study to inform the future of RMLF.

	funds to avoid overreliance on RMLF.	Constitution of Kenya, 2010.	
4	Duplication of roadworks during implementation.	Kenya Roads Board Act, 1999 KRB (General) Rules, 2022.	The road agencies should ensure involvement of all key stakeholders during ARWP preparation.
5.	Prioritization of Roads	Kenya Roads Board Act, 1999 KRB (General) Rules, 2022	Members of the public as concerned with how roads are prioritized

6.0 REGIONAL COMMITTEE RECOMMENDATIONS

The region recommends that the ministry should continue to pursue the increase of fuel levy as proposed

ANNEXTURES

1. *Attendance list*
2. *Memoranda/Written Comments*



Activity: PUBLIC PARTICIPATION ON REVIEW OF RMLF (2016)

Venue: KRB-NE BOARDROOM

Date: 8/7/2024

Time: 9.00 AM

+254 (020) 4980000

0722 203418, 0733 334422

info@krb.go.ke

www.krb.go.ke



No	NAME	ORGANIZATION	DESIGNATION	M/F	T/N	EMAIL ADDRESS	TELEPHONE	SIGNATURE
1.	Eng. Nelson Nyamado	KRB-NE	RD	M		nyamado@krb.go.ke	0724 685524	
2.	LPA Muhammad E. Gabon	KRB-NE	SFA	M		mgabon@krb.go.ke	0728627190	
3.	ABDIRASHID HASSI	KRB	S.E	M		amohamud@krbgo.ke	0720327828	
4.	Eng. Abass Hussein	KRB	E	M		amohamud@krbgo.ke	0711682377	
5.	Abdiaziz M. K.	KRB	SE	M		aomani@krb.go.ke	0726370476	
6.	Hassan Hassan Ali	KRB	SFA	M		hassan@krb.go.ke	0726041321	
7.	Leila Maranga	KRB-NE	SAE	F		imaranga@krb.go.ke	0707921518	
8.	Abdirahim Bishar	KRB	E	M		qahmed@krbgo.ke	0715287830	
9.	Abdizani Xadi Yussuf	KRB-NE		M		ayussuf@krbgo.ke	0718460644	
10.	Eng. Abdi Ibrahim	KRB-NE	PE	M		abdi@krbgo.ke	0720141220	



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

ATTENDANCE REGISTER

No.	NAME	AREA OF RESIDENCE	GENDER M/F	ID No.	TELEPHONE	EMAIL ADDRESS	SIGNATURE
1.	Sadik Abdi Lag	Garissa Township	M	24426586	0742526344	Sadik.lag@gmail.com	
2.	YUSUF Mohamed Ali	Garissa Township	M	30424457	0721-740888	yusufmohamedali@gmail.com	
3.	Halima Ali	Bula Medina	F	—	—	—	
4.	Hawo Ali	Bula Medina	F	—	—	—	
5.	Fatuma Hassan	Bula Medina	F	—	0742149672	—	
6.	MUSA Ibrahim	Bula Mzuri	M	—	0721518090	MUSAibrahim@gmail.com	
7.	Moses Mutinda	GARISSA Township	M	34960362	0741217782	Mosesmutindas@gmail.com	
8.	David Kasyoka	GARISSA TOW	M	26819859	0711812171	—	
9.	Abdirahman Isshak	GARISSA	M	22847004	0726149817	—	
10.	Abdirizak Ahmed	GARISSA	M	30513498	0722281876	—	
11.	Quresha Shale	Bula Iskadag	F	20867240	0716468899	—	
12.	Mariam Noor Hussein	Bula Basha	F	24301126	0798229646	—	
13.	Abdinasir Hussein	Bula Township	M	2024645	0721112887	—	
14.							
15.	Aden A Awle	SUPICEM Garissa	M	21713000	0721423593	adenawle@gmail.com	



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

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No.	NAME	AREA OF RESIDENCE	GENDER M/F	ID No.	TELEPHONE	EMAIL ADDRESS	SIGNATURE
1.	Issack Jama	Bula Adan	M	38924641	0729519653	issackjama@gmail.com	
2.	KARSANE ABDULLAHI	IFTA	M	30594640	0728237384	karsan.abdulla@gmail.com	
3.							
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Date: 8th July 2024 | Time: 8:00am**ATTENDANCE REGISTER**

No.	NAME	ORGANIZATION	GENDER M/F	AREA OF RESIDENCE	ID No.	TELEPHONE	EMAIL ADDRESS	SIGNATURE
1.	Ahmed Noor M.	KPLC	M	Garissa Township	22990923	0724474958	Kangos88@yahoo.com	
2.	Mohamud A. ABDI	Police Office	M	Garissa Township	30890899	0722749864	Abdikarimwale@gmail.com	
3.	Hassan Mohammed	Businessman	M	Garissa Township	-	0720141520	Hassan@gmail.com	
4.	Abdullahi Yusuf	GPWACO	M	Garissa	22958182	071118562	Abdullahi.yusuf@gmail.com	
5.	Ahmed Gedi	Shariff	M	Garissa	22191412	0724049214	Ahmed.gedi@gmail.com	
6.	Abdirashid Ali	Businessman	M	Garissa	20124414	114119@gmail.com	gabdirashid@gmail.com	
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PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00amATTENDANCE REGISTER

No.	NAME	ORGANIZATION	GENDER M/F	AREA OF RESIDENCE	ID No.	TELEPHONE	EMAIL ADDRESS	SIGNATURE
1.	VINCENT OSMO	ROADS	M	GARISSA	27577409	0710817904	vincentosmo@gmail.com	
2.	PAUL MWANIKI	ROADS	M	GARISSA	29899053	0705976010	Paulmwaniki@gmail.com	
3.	Thomas Yakeh	mtrol	M	GARISSA	27138170	0721265348	yakeh.thomas@mtrol.go.ke	
4.	Ummukher Mohamed	NCA	F	GARISSA	25212039	0710735420	u-mohamed@nca.go.ke	
5.	VINCENT OPIYO	NCA	M	GARISSA	29319744	0715332914	V.Opiyo@nca.go.ke	
6.	ABDINOR AH	NCA	M	GARISSA	28872503	0723126209	abnkor@nca.go.ke	
7.	Ibrahim	MATERIAL	M	GARISSA	23735945	0729563354	ibrahim@material.go.ke	
8.	Ismail	MATERIAL	M	GARISSA	31895991	0712270570	Ismail@material.go.ke	
9.	Lazarus Monege	N.T.S.A	M	GARISSA	11822510	0727465535	lmonege@yahoo.com	
10.	IBRAHIM SHEIKH	N.T.S.A	M	GARISSA	28031364	0726264913	ibrahim89@gmail.com	
11.	ABDIFATAH MOHAMMED	N.T.S.A	M	GARISSA	29883076	0721106985	abdufatahmo@gmail.com	
12.	ISSA NIJGAT	N.T.S.A	M	GARISSA	28880477	0727794007	issanijgatal@gmail.com	
13.								
14.								
15.								



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am**ATTENDANCE REGISTER**

No.	NAME	ORGANIZATION	GENDER M/F	AREA OF RESIDENCE	ID No.	TELEPHONE	EMAIL ADDRESS	SIGNATURE
1.	DASTUR ISLAM	KURA	M	Garissa.	28977720	0739378659	hislam@kura.go.ke	
2.	ADEW HASSAN	KERRA	M	Garissa	35464115	0725706058	Adewibmuhaw@gmail.com	
3.	ENG. ABDI HAKIM ABDI	KERRA	M	Wajir	31996505	0718981252	Wajir@kerra.go.ke abdi.hakim@kerra.go.ke	
4.	ADEM A. KOLOSH	KERRA	M	GARISSA	32855441	0728053849	koloshaa@gmail.com	
5.								
6.								
7.								
8.								
9.								
10.								
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12.								
13.								
14.								
15.								



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

Name: ADEX ABDI KOLUHU

Organization: KEERN

Contact: 0728 053849

Email: kolush22@gmail.com

We need Money to maintain the increased road network and also Maintenance Cost has increased hence additional funds.

Signature



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MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

Name: Eng. Abdihakim S. Abdi

Organization: Kenya Rural Roads Authority

Contact: +254 718 981 252

Email: abdihakim.abdi@krra.go.ke

- I as a representative of KERRA Najiri, We highly support the ~~proposal~~ review of the road maintenance levy fund. We are the first hand witnesses of the current ~~current~~ constraints in the roads maintenance fund. ~~Due~~ Underfunding has majorly affected our ~~road~~ road networks leading to deterioration of ~~our~~ the service levels. We therefore recommend the increase fund.
- Our other prayer is that due to the current political temperatures the government should approach this without directly inflicting the pain into the common ~~muwazi~~ muwazi. It should be a shared responsibility of the government and its people.


Eng. Abdihakim Abdi
8/07/2024.

Signature _____



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MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

Name: ADEN HASSAN ABASS

Organization: KERRA GARISSA

Contact: 0925766058

Email: Adenibruhassan978@gmail.com

The Kenya Rural Road Authority opens the Rural Roads which led increase of the Road network (increase in road kilometre). so when the road network increase the fund, should also increase. Also in some constituencies have lack of material, like gravel which need to transport from one area to another like 110km which cause some road remain earth but if the fund increase will be able to maintain. We also open new roads by constituency so needed more funds.

Signature



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

An increase in the RMLF would lead to an increase in the budget which would enable KURA to maintain more roads within North Eastern Region.

Bashir Islam




MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

Name: Vincent Opyo

Organization: NCA

Contact: 0715 332914

Email: V.opyo@nca.go.ke

Maintain the status quo. KRB to maintain the maintenance levy fund order of 2016 until the economy stabilizes.

Signature



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

Name: Abdinoor Ali

Organization: NCA

Contact: 0723126209

Email: a.noor@nca.go.ke

Currently the cost of living is going up everyday, the common man is greatly affected, there is ^{no} value for imposed taxes on them, if the road maintenance levy is increased is a good idea but not for now when ~~the~~ everybody is struggling with the current economic crisis. Increase in Road maintenance levy fund will increase everything including wheelchairs, I therefore oppose the increase of the road maintenance levy. No! increase.

Signature



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

Name: Umi Mohamed

Organization: NCA

Contact: 0710738420

Email: umy@nca.co.ke

As much as the country needs good roads to ease the transportation of people and goods, the high prices of fuel will increase cost of living. The common man is already struggling with the current expense. Therefore, I oppose the increase of road maintenance levy fund.

Signature

Umi



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

Name: PAUL MWANIKI MAUNDU

Organization: ROADS / MECHANICAL DEPARTMENT

Contact: 0705976010

Email: Paulmaundu92@gmail.com

* I propose to imposition of levy and have a positive impact to the entire department.

Signature



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Seamless Connectivity

MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

Name: VINCENT OSTERO

Organization: WINETRY ROADS

Contact: 0710317904

Email: vincentostero2020@gmail.com

The imposition of fuel, according to suggestion.

- It should be done in phases, so that to enable the public adjusting to the positive or negative effect.

- For this to be effective in good roads maintenance KRB needs to have a team going around during road construction & after.

Signature



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MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

Name: Thomas Jathel

Organization: Ministry of Roads & Transport

Contact: 0721265348

Email: gmo@mtrd.go.ke

Positive impacts:

① With the increase of fuel levy, the cost of living (economy) will improve.

② Road network will increase

Negative

Cost of living will be higher

Signature _____



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MINISTRY OF ROADS AND TRANSPORT

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Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

Name: Ibrahim Mohamed Abdi

Organization: MTRD - GARISSA.

Contact: 0729 563354

Email: ibrahimohamed83@gmail.com

I oppose No. because it will effect living standard.
cost of ^{very} ~~every~~ thing will increase.

Signature



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

Name: Ismail ABDI

Organization: MATERIALS TESTING & RESEARCH DIV.

Contact: 0912-270 570

Email: MTRD.goi.ke.

- Am Saying "No" Due to future cost of living by/leho.

Signature



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MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

Name:

ADIFATU MUHAMMAD

Organization:

National Transport & Safety Authority

Contact:

071106983

Email:

adifatu.muhamm@ntsa.go.ke

We are over taxed kindly work with whatever you have as at now. that is 18 shilling per litre of petrol & Diesel of RMKE rate.

Signature

[Signature]



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MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

Name:

ISSA MOHAMMED SIGAT

Organization:

N.T.S.A

Contact:

0727794007

Email:

issa.sigat@ntsgo.ke

The current 18 shilling rate to be increased to 23 per litre of Petrol and Diesel. Instead of the proposed 25 per litre.

Signature



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MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

Name: IBRAHIM SHEIKH

Organization: MTSA

Contact: 0726264913

Email: ibash89@gmail.com

⇒ The government should maintain the current RMFL of Kenya shilling 7 per litre and ~~18~~ Diesel (18ksh) per litre

⇒ The government can increase the RMFL rate once the economy stabilizes.

Signature



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

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Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

Name:

Lazams Monye

Organization:

Ntba - Garissa

Contact:

0727465535.

Email:

lmonye@yahoo.com.

The Increase of fuel levy from Ksh 18 to Ksh 25 is justified Eg An Increase of Ksh 7 only if Corruption by the Implementing Agencies is reduced to zero. Because there is No guarantee that the Implementing Agencies will accept. Zero tolerance to Corruption as has been Witnessed before, I Therefore propose an increment of Ksh 5/Litre Eg From Ksh. 18/Litre to Ksh. 22/Litre.

Signature



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MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

Name: Mohammed Abdullahi Abdi

Organization: Kenya police service

Contact: 0722 74 98 64

Email: Abdulkadir@outlook.com

The increase will ensure good infrastructure hence I support the
imposition of fuel levy from 18 to KES 25/-

Signature



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MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

Name: Abdullahi Yusuf

Organization: UAWASCO

Contact: 071118562

Email: Abdullahi.yusuf@uawasco.com

Imposition of The fuel levy is timely and
efficient for improved service.

Signature



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

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Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

Name:

Admas Noor

Organization:

Kenya power & lighting

Contact:

0724474758

Email:

Kangos8@74kco.com

1) On positive, the levy fund may contribute to roads expansion and ease of communication.

2) On the other side, the levy might be a burden to the consumers as the economy cannot sustain.

Signature

[Signature]



MINISTRY OF ROADS AND TRANSPORT

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Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

Name: Ahmay Gedi

Organization: Shariff plaza

Contact: 072049514

Email: Ahmay.Ged. @Yahoo -com

- imposition of fuel levy will improve the Road condition from poor to good. I support

Signature Ahmay Gedi



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

Name: Hassan M. Mammed

Organization: Business man

Contact: 0720141520

Email: Hassan@gmail.com

This is enough for the Kenyans to ~~impose~~ impose us levy.
We say a big No.

Signature



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

Name: Abdirashid Ali

Organization: Self

Contact: 0720382242

Email: i1411fr@gmail.com

- I will support in the increase of RmLF but let it be a 5 shilling per litre.
- I understand the benefit but also will have an impact on the high living standard.

Signature _____



REPUBLIC OF KENYA



Seamless Connectivity

MINISTRY OF ROADS AND TRANSPORT

20th - 27th July 2024
Circ education by SUPCEM

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

9. Puresha - mama NOGA

I don't believe in the government.
The government needs to address
roads that are leading from the fences.
So long as there is accountability, I have
no objection.

10. Mariam NOOR Hussein - Restaurant owner

We have not seen roads constructed
initially in the areas where I live. I don't
support the increment even by a
shilling.

11. Aden A. Bule - SUPCEM

~~We have no objection with the proposal.~~
We object to the increments. As we
feel the amount is enough. all we
have trouble with the govt in
accountability.

SUPCEM

12. Isack Isma - petrol station Manager

The economic condition at the moment are not
favorable. The increment may also reduce
our sales as the clients are overburdened.

13. Warsame Abdullahi - Taxi driver

I don't object to the increment so long as there is
accountability.



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Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa

Date: 8th July 2024 | Time: 8:00am

1. SABIK ABDI - WHOLESALE/HARDWARE.

Proposed to gradually increase the fuel cost by a maximum of 2 shilling and increase it every year until the 7 shillings is achieved.

2. Yussuf - Conductor.

A gradual increase will be much better.

7 sh is a sharp increase.

Halima Ali & Hama Ali.

Support the initiative so long as it was well calculated - Travellers.

3. Fatuma Hassan - Traveller.

I don't support the increase of the fuel levy rates as this will have dire consequence on the cost of living & travelling.

4. Musa Ibrahim ^{N.E} ^{for} ^{Development Agency} ^{fourth}
7 sh is okay with me, so long as it accounted for. The ^{increase in} road maintenance levy fund deserves to be increased even with more than 7 shillings but there should be accountability.

5. David Kosgei - Boda boda.

A maximum of 2 shilling to be added.

6. Moses Mutinda.

A maximum of 2 shillings to be added.



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

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Venue: KRB NORTHEASTERN REGIONAL OFFICE, Off A3-Boystown Secondary School Road, Garissa
Date: 8th July 2024 | Time: 8:00am

2. Abdirahman 103406 - Resident - Social media Influencer.

I don't have a car or use anything that
uses fuel - nothing should be added.

3. Abdi 9212 Ahmed

I don't support the addition.

Nelson Nyamao

From: rose kamau <rosewaithira5@gmail.com>
Sent: Friday, 5 July 2024 2:11 pm
To: Martin Agumbi
Cc: Kenya Roads Board; Central Region; Nyanza Region; North Eastern; South Rift Region
Subject: RE: Concerns Regarding the Proposed Increase in Road Maintenance Levy

Follow Up Flag: Follow up
Flag Status: Completed

Some people who received this message don't often get email from rosewaithira5@gmail.com. [Learn why this is important](#)

Dear Sir or Madam,

I am writing to express my strong reservations about the proposed increase in the road maintenance levy from KES 18 to KES 25 per liter of fuel. While I understand the importance of maintaining our roads, I believe this hike is poorly timed and could have detrimental effects on our economy and citizens' well-being.

Economic Impact

- **Price Increases:** The levy will directly lead to higher fuel prices, a key input cost across many sectors. This translates to increased transportation and production costs, ultimately driving up prices for goods and services, impacting all consumers, especially low-income households.
- **Inflation:** Rising fuel prices will contribute to inflation, pushing up the cost of essentials like food and basic commodities. This erodes purchasing power, reduces consumer spending, and potentially hinders economic growth.
- **Business Challenges:** Businesses, particularly transportation, logistics, and manufacturing, will face higher operating costs. This can hurt profitability, hinder expansion, and even lead to business closures, especially for vulnerable SMEs.

Social Impact

- **Public Transport Burden:** Increased fuel costs will translate to higher public transport fares, disproportionately affecting those who rely on it for daily commutes. This reduces disposable income and further dampens economic activity.
- **Local Industry Concerns:** Higher fuel prices can make local products less competitive compared to imports, potentially harming domestic manufacturing and impacting local employment and income levels.
- **Widening Inequality:** The burden of higher fuel prices falls most heavily on low-income households who spend a larger portion of their income on transportation and essential goods. This can exacerbate social and economic inequality, leading to increased poverty and social unrest.
- **Reduced Investment:** Higher fuel costs can deter businesses from investing due to increased operational costs. This can slow economic growth and job creation, further impacting the overall economy.

Alternative Solutions

Nelson Nyamao

From: ConcernedParents <ConcernedParents1921@proton.me>
Sent: Thursday, 4 July 2024 5:43 pm
To: complain@ombudsman.go.ke; communications@treasury.go.ke; presidency@presidency.go.ke; Kenya Roads Board; North Eastern; Central Region; Nyanza Region; South Rift Region; North Rift Region; Upper Eastern Region; corruptionprevention@krb.go.ke; feedback@president.go.ke; ps@transport.go.ke; info@transport.go.ke; info@ebk.go.ke; registrar@ketrb.go.ke; info@ketrb.go.ke; kengtrb@gmail.com; dg@kerra.go.ke; dg@kenha.co.ke; kenhapermits@kenha.co.ke; integrity@kenha.co.ke; complaints@kenha.co.ke; rd.nairobi@kenha.co.ke; rd.western@kenha.co.ke; rd.uppereastern@kenha.co.ke; rd.lowereastern@kenha.co.ke; rd.coast@kenha.co.ke; rd.southrift@kenha.co.ke; rd.nyanza@kenha.co.ke; corridornorth@kenha.co.ke; d.corridorb@kenha.co.ke; info@lapsset.go.ke; sounu@lapsset.go.ke; anagele@lapsset.go.ke; otawane@lapsset.go.ke; gekalale@lapsset.go.ke; Martin Agumbi
Subject: Road Maintenance Levy #RejectFinanceBill2024
Follow Up Flag: Follow up
Flag Status: Completed

Some people who received this message don't often get email from concernedparents1921@proton.me. [Learn why this is important](#)

Dear Sir/Madam

As a concerned citizen, I strongly oppose the following statement:

The Ministry of roads and Transport proposes an amendment to the Road Maintenance Levy Fund

Act, 1993 by increasing the Road maintenance Levy by Kshs 7.00, from Kshs 18.00 to Kshs 25.00 Per litre of Petrol and Diesel.

The government should be looking at ways to reduce the burden on the general public who are already overwhelmed by the high cost of living.

An increase in the Road Maintenance Levy Fund will spiral an increase in costs in all aspects of life, further adding to the burden of all citizens.

What I understand is from 2016 to 2024 the number of cars on the road has increased significantly and hence collection for the Ministry should have increased in usage of both petrol and diesel to propel these vehicles. From this simple statement .it would be prudent the ministry should first audit how the levies collected are used, seal any leaks in revenue utilized and channel the collections appropriately.

Best

Concerned Citizens KE

Sent with [Proton Mail](#) secure email.



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: Eng. T. Karanja

Organization: KeRRA - Mandera Region

Contact: 0722799131

Email: timothy.kariuki@kerra.go.ke

The benefits far outweigh the increase in the Levy. page 16 "From the proposed increase in RMLF rate, the multiplier effects of government expenditure will in the long term exceed the tax effect on consumption and investment. It will thus stimulate economic growth. "

The justifications for the increase which are herein explained are highly valid, practical and objective

Page 3: paragraph 5, line 2: is kerosene imposed fuel levy? if not its important to include that in the bracket so as to show that the common mwananchi who uses kerosene as a means of cooking will not be affected. there may be a misconception among the lower class of mwananchi

Page 4, last paragraph, include timeline for the proposed phased approach so as the citizens and the economic sector can plan

I suggest that we stop capping the RMLF rate per litre at constant rate (currently Kshs 18 per litre), instead use a formulae which uses variables (parameters) which can be derived from all this justifications which have been explained from page 5.

The increased RMLF would result to increased GDP? more job creation and more opportunities for local contractors especially the small scale contractors so as to boost the bottoms-up economic model approach

With the increased Levy, its upon the roads agencies to optimise in the maintenance of the roads for maximum benefit to the road users so as to realise value for money

Signature

LOWER EASTERN REGION

THE KENYA ROADS BOARD



KENYA ROADS BOARD
3RD FLOOR, KENYA RE TOWERS, OFF RAGATI ROAD, UPPER HILL
P.O. BOX 73718-00200
NAIROBI

Telephone: +254 (020) 4980 000 2722865/6/8, 27223166/76/81/85 Fax: +254 (020) 2723161

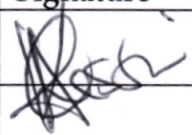
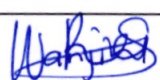
Email: info@krb.go.ke

Website: www.krb.go.ke

 Kenya Roads Board

REPORT ON PUBLIC PARTICIPATION ON THE REVIEW OF THE ROAD
MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

LOWER EASTERN REGION

		Date	Signature
Prepared by:	Eng. Rose Ng'ang'a, DDR&CR	07/07/2024	
Reviewed by	Catherine Kassim- DDBLS		
Approved by:	R.Mohamed, MBS Director General	15/07/2024	

1.0 INTRODUCTION

The Public Participation Forum for Lower Eastern Region to collect public views on proposed increment of RMLF from KShs. 18 to KShs. 25 was held on Monday 8th July 2024 in KeRRA Regional Office, Off Makutano – Chumvi Road, Opposite Machakos School, Machakos.

2.0 LEGAL FRAMEWORK

The Government of Kenya, in upholding the provisions of Article of 1 of the Constitution, recognises that sovereign power belongs to the people. Thus, public participation strengthens and legitimises state decisions, actions and development interventions, and that it is an important element of good governance and the foundation for a true democracy.

Public Participation is one of the national values and principles of governance enshrined in the Constitution of Kenya, 2010. Public participation is listed as a national value and principle of governance in Articles 10 and 232.

Further, Article 174 (d) recognizes the rights of communities to manage their own affairs and to further their development.

Section 3 of the Road Maintenance Levy Fund Act, 1993, provides that the Cabinet Secretary responsible for Roads, in consultation with the Cabinet Secretary responsible for Finance, may review the Road Maintenance Levy.

The Ministry of Roads and Transport seeks to amend the Road Maintenance Levy Fund (Imposition of Levy) Order, 2016 by increasing the levy by KSh. 7.00; from KSh. 18.00 to KSh. 25.00 per litre of petrol and diesel.

Pursuant to the aforementioned provisions of law, the Ministry placed an advertisement in print media on Sunday 23rd June, 2024 inviting the public to submit memoranda by way of written statements on the proposal to amend the Road Maintenance Levy Fund (Imposition of Levy) Order, 2016. Further, the Ministry vide advertisements placed on Tuesday, 25th June, 2024, invited the public to submit views and attend a public participation forum on Monday, 8th July, 2024 in regions;

- i) Nairobi;
- ii) Central;
- iii) North Rift;
- iv) South Rift;
- v) Upper Eastern;
- vi) Lower Eastern;
- vii) Nyanza;
- viii) Coast; and
- ix) Western.

To this end, the Ministry of Roads received two (2 No.) memoranda from the public in Lower Eastern Region.

3.0 MEMORANDA RECEIVED ON THE REVIEW OF THE ROAD MAINTENANCE LEVY FUND (IMPOSITION LEVY) ORDER, 2016

1. Mr. Stephen Ngengwa Mutie from Eastern Africa Grain Council (EAGC) submitted that inflation as cited as one of the factors for increased road maintenance costs by the Board has equally affected all Kenyans including business community, traders, farmers, millers and service providers. Increasing the fuel levy will further increase the cost of doing business.

He further alluded that the increased cost of fuel will increase transportation costs for passengers and goods as well as commodity prices. This will be pushed to the consumers and farmers resulting to reduced profits to farmers and low disposable income for Kenyans.

As a result of expansion of road network, the representative of EAGC proposed introduction of toll fees to cater for road maintenance giving example of the Express Way in Nairobi. He also proposed that cess paid to County Governments by transporters to be applied in road maintenance.

From the foregoing, the representative of EAGC rejected the proposal for fuel levy increment.

2. Ms. Phoebe Ngalaka from SDA Women's Group intimated that increasing fuel levy by any percentage affects the livelihoods of Kenyans negatively as it leads to increased prices of every commodity.

She further stated that Kenyans are already too much burdened by many obligations and would not accept any more additions.

She was of the view that it was the wrong timing in Kenya to propose increase of taxes. She therefore rejected the proposal for fuel levy increment.

4.0 REGIONAL COMMITTEE OBSERVATIONS

There was low turnout and only two (2No.) persons gave their views on the proposed increment of fuel levy.

OUTPUT

S/no	Issue	Area of Law	Comments/Remarks
1.	Proposal for fuel levy increment	Road Maintenance Levy Fund Act, 1993	Only two (2No.) public memoranda were received and both rejected the proposal

5.0 REGIONAL COMMITTEE RECOMMENDATIONS

From the submissions received, the proposal to increase fuel levy may not be viable at this time.



Eng. Rose Ng'ang'a
Deputy Director -Rural County Roads

ANNEXTURES

1. *Attendance list*
2. *Memoranda/Written Comments*

[illegible]



KeRRA F/2

KENYA RURAL ROADS AUTHORITY

ATTENDANCE REGISTER

FUNCTION: PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUNDS (IMPOSITION OF LEVY) ORDER, 2016 DATE: 8/07/2024

VENUE: KeRRA REGIONAL OFFICES - MACHAKOS

No.	NAME	DESIGNATION	DEPARTMENT/REGION	SIGNATURE
1	Eng. C.M. - Mvukuva	RD	Machakos	
2	Eng. Anastasia Ndunda	RD	Makueni	
3	Eng. Rose Ng'ang'a	DD - KRB	KRB	
4	Eng. Seif - M. Ngui	RD	Kitui	
5	Eng. Peter Wachira	RD	EMBU / TANA/CA NITHT	
6				
7				
8				
9				
10				
11				
12				



REPUBLIC OF KENYA



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MINISTRY OF ROADS AND TRANSPORT

PUBLIC PARTICIPATION ON THE REVIEW OF ROAD MAINTENANCE LEVY FUND (IMPOSITION OF LEVY) ORDER, 2016

Venue:

Date: 8th July 2024 | Time: 8:00am

Name: STEPHEN NGENGA MUTIE

Organization: EASTERN AFRICA GRAIN COUNCIL

Contact: 0790033722

Email: northcoast@eagc.org

1. KRB cites increased cost of Road maintenance - As a result of inflation and other macro-economic fundamentals, the cost of road maintenance has increased to 50% - As a result -> This will
 - ① Increase in import costs
 - ② Doubling of local fuel pumps - Whereas RMLF rates have remained constant
 - ③ As EAGC - The RMLF rates have effectively reduced from 64% to 16% - Our concern as EAGC - Eastern Africa Grain Council is that - The cost of inflation has equally hit the business community and likewise the grain sector farmers, traders, millers and service providers hence introduction of this fees further increases cost of doing business among these players
 - ④ KRB cites expansion of the Road network - In the last 10 years, the government of Kenya, with the assistance of Development partner has

Signature

earned out significant development and rehabilitation of the road network in the co

The road network has therefore grown significant from 161, 451 to 201. 20

231, 122 km. - EAC countries are that such road network expansion introduced Payment of toll fees should contribute to the RMLF

expected that road toll fees should contribute to the RMLF expected that road toll fees should contribute to the RMLF

5. KRB cites lack of funding for maintenance of paved roads - The 32 RMLF allocation to KERRA is shared equally among the 290 constituencies for maintenance of constituencies roads. If no funds to address the maintenance needs of paved roads. It is in concern that members pay county cess which include Transport cess which the business community expects should contribute towards

RMLF Road Maintenance by Ksh 70n from Ksh

6. The increment of road the cost of transporting goods and over the cost of commodities and likely it will be paid to consumer food pri

7. To Eastern Africa Grain Council, logistically the farmer will be affected in terms of the output of the firm taking into account that the farmer will come into account of the profits gained from the firm

output. but no least, increment will be paid hard on the farmer's ability but no least, increment will be paid hard on the farmer's ability but no least, increment will be paid hard on the farmer's ability

The proposed that the increment (not to be included in the current financial fuel)



REPUBLIC OF KENYA



MINISTRY OF ROADS AND TRANSPORT

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(IMPOSITION OF LEVY) ORDER, 2016**

SUBMISSION/MEMORANDUM FORUM

DATE: 8TH JULY, 2024

TIME: 8:00 AM TO 1:00PM.

S/N	NAME/ORGANIZATION	CONTACTS/TELEPHONE/EMAIL	DOCUMENT SUBMITTED	SIGNATURE
1.	STEPHEN NGENUCHA MUTIE Eastern Africa Grain Council	0790033722 / norturoad@eagc.org	Proposed Refsion into the RMLF levy	
2.			No to the Increase Proposed.	
3.				
4.				
5.				



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Venue:

Date: 8th July 2024 | Time: 8:00am

Name:

Phoebe Ngalaka

Organization:

Women Groups Rep (SDA)

Contact:

0722 468 561

Email:

phoemaent@gmail.com

- Increasing fuel levy by any percentage affects the livelihoods of people as it affects the prices of every commodity.
 - The way we are already burdened, we wouldn't like to have any more changes upwards.
 - Wrong timing.
- Conclusion
- I am not for the proposal.

Signature



MINISTRY OF ROADS AND TRANSPORT

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(IMPOSITION OF LEVY) ORDER, 2016

SUBMISSION/MEMORANDUM FORUM

DATE: 8TH JULY, 2024

TIME: 8:00 AM TO 1:00PM

S/N	NAME/ORGANIZATION	CONTACTS/TELEPHONE/EMAIL	DOCUMENT SUBMITTED	SIGNATURE
1.	SAA Women Groups	0722 468561 phoemaent@gmail	No to the proposed Increment.	<i>[Signature]</i>
2.				
3.				
4.				
5.				

