

(Nairobi City County Legislative Supplement No. 16)

LEGAL NOTICE NO. 16

THE NAIROBI CITY COUNTY TRANSPORT ACT

(No. 3 of 2020)

THE NAIROBI CITY COUNTY (MOTORCYCLE TAXI (*BODA BODA*) PERMIT)
REGULATIONS, 2025

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THE NAIROBI CITY COUNTY TRANSPORT ACT

(No. 3 of 2020)

IN EXERCISE of the powers conferred by sections 34 and 68 of the Nairobi City County Transport Act, 2020, the County Executive Committee Member for Transport makes the following regulations:—

THE NAIROBI CITY COUNTY (MOTORCYCLE TAXI (*BODA BODA*) PERMIT)
REGULATIONS, 2025

PART I—PRELIMINARY

Citation and Commencement

1. (1) These Regulations may be cited as the Nairobi City County (Motorcycle Taxi (*Boda Boda*) Permit) Regulations, 2025.

(2) These Regulations shall come into force upon publication in the *Gazette*.

Application

2. These Regulations shall apply to all motorcycles offering public transport or goods delivery services for commercial gain on public roads in Nairobi City County.

Interpretation

3. In these Regulations, unless the context otherwise requires —

“Act” means the Nairobi City County Transport Act, 2020;

“Authorised Officer” means an officer of the County designated by the Chief Officer or the Director to enforce these Regulations or the Act;

“boda boda” means motorcycle taxi that is used for the transport of passengers and goods for a reward;

“Central Business District” or “CBD” means the central business district of Nairobi as defined in the Act;

“Chief Officer” means the officer appointed under Section 45 of the County Government Act and responsible for the department dealing with Transport;

“Committee Member” means the County Executive Committee Member responsible for the time being for transport in Nairobi City County;

“Directorate” means the Directorate of Public Transport within the department for the time being responsible for transport in Nairobi City County;

“Director” means the Director appointed to head the Directorate of Public Transport;

“e-hailing-Boda” means a two-wheeled motorcycle taxi used for hire and reward using electronic platforms operated by technology enabled companies;

“Parking permit” or “permit” means a permit issued under the provisions of the Act allowing the holder to operate a motorcycle for commercial gain;

“Sacco” means a Transport, Savings and Credit Co-operative Society registered under the Co-operative Societies Act;

“Zone” means an area of the road network for motorcycle operation designated by the Committee Member.

Objects and Purpose

4. The objects and purpose of these Regulations are to —
- (a) provide for the comprehensive management and regulation of motorcycle taxi (*boda boda*) operations ensuring safety, order, and dignity within the County;
 - (b) provide for the issuance of permits for the operation of motorcycles carrying passengers and goods for commercial purposes within the County; and
 - (c) establish a Zonal framework for commercial motorcycle operations within the County.

Role of the Directorate of Public Transport

5. (1) The Directorate shall be responsible for the day-to-day technical implementation and enforcement of these Regulations.

(2) The Directorate shall maintain an updated database record of all permitted *boda boda* operators and two-wheeled motorcycles, updated regularly.

PART II—REGULATION, ZONES AND PERMITS

Mandatory Registration with a Transport Sacco or Company

6. (1) No person shall operate a motorcycle for public transport or goods delivery services unless the operator is a member of a registered *Boda Boda* Transport Sacco or Company.

(2) All *Boda Boda* operations in the County shall be managed and regulated through Transport Saccos or Companies that meet the minimum requirements specified in Schedule One.

Zonal Framework and Limitation of Permits

7. (1) The Committee Member shall establish a zonal framework for *Boda Boda* operations within the County.

(2) The geographical boundaries for each zone established under sub-regulation (1) are specified in the Fourth Schedule.

(3) The Committee Member may, from time to time, define restricted areas for *Boda Boda* operation within the city zones, considering safety, mobility, and security.

(4) The Committee Member may, from time to time, limit the maximum number of *Boda Boda* permits issued within city zones, considering safety and security.

Application for Zone Permit by Sacco or a Company

8. (1) A *Boda Boda* Transport Sacco or Company intending to operate in a specific Zone shall apply to the Directorate for a Zone Permit

(2) The said permit shall be valid for a calendar year and shall be renewable.

(3) An application made under sub-regulation (1) shall be in the form set out in Schedule Five and shall be accompanied by the documents listed in Schedule One, together with the prescribed application fee as stipulated in the relevant County Finance Act.

Assessment and Approval of Zone Permits

9. (1) The Directorate shall undertake a technical assessment of the Zone application, including motorcycle demand analysis, assessment of operational capability, and regulatory compliance.

(2) Upon conducting the technical assessment, the Directorate shall prepare a mandatory Technical Report outlining its findings and recommendations.

(3) The Directorate shall submit the application and the Technical Report to the Chief Officer for administrative determination.

(4) The Chief Officer shall consider the application and the recommendations contained in the Technical Report and shall, within twenty-eight days upon submission, notify the applicant in writing of the outcome.

(5) The Chief Officer shall only grant a Zone Permit if the applicant meets all technical, operational, and safety conditions.

(6) A Zone Permit issued under this regulation shall not be transferable.

Motorcycle Taxi Permit

10. (1) An application for the grant or renewal of a Motorcycle Taxi Permit for an individual rider shall be lodged with the Directorate by the Transport Sacco or Company to which the rider is a member.

(2) The application shall contain the information and documents required in Schedule Five and Schedule Two and shall be accompanied by the prescribed fee as stipulated in the relevant County Finance Act.

(3) The Directorate shall assign each permitted motorcycle a unique identifying mark or number affixed conspicuously to the motorcycle.

(4) The rider of a motorcycle taxi shall carry their Permit or proof of its validity at all times and present it to an Authorised Officer upon request.

Designated Picking and Dropping Points

11. (1) No person shall operate a Stage-Boda from a non-designated picking and dropping point.

(2) The Directorate shall technically assess and designate the maximum number of slots permitted in each stage, based on safety and transport demand within that location.

(3) Each designated picking and dropping point shall be managed by a stage leader and shall have membership from Saccos and Companies according to the number of slots approved by the Directorate.

E-Hailing Boda Operations

12. (1) No person shall operate an e-hailing boda using a digital platform for public transport or goods delivery without a permit issued by the County through the Directorate.

(2) A digital platform transport service provider may apply to the Directorate for a designated parking permit, which shall be assessed technically by the Directorate.

(3) The Directorate shall specify the maximum number of slots permitted in each designated e-hailing parking space based on physical space capacity and traffic impact.

(4) E-hailing Boda shall be permitted to drop passengers at designated Stage-Boda picking and dropping points, and vice versa.

PART III—COMPLIANCE, SAFETY, AND ENFORCEMENT

Marking, Signage, and Colour Coding

13. (1) Every commercial motorcycle, helmet, and protective jacket shall be inscribed with an identifier indicating the name or logo of the registered Sacco/Company/Digital Platform.

(2) Motorcycles operating within specific zones shall adhere to the specific colour code requirements prescribed in Schedule Four.

Renewal of Permit

14. (1) An application for renewal of a Sacco Permit or Motorcycle Permit shall be made to the Directorate within fourteen days of the expiry date of the current permit.

(2) An application made after six months from the expiry date of the previous approved permit shall be considered a new application.

Suspension and Revocation of Permits

15. (1) The Committee Member, upon receiving a recommendation from the Directorate, may suspend a Transport Sacco Permit or Motorcycle Permit for a period not exceeding three months if the holder contravenes any part of these regulations.

(2) The Committee Member may withdraw or revoke a Zone Permit or Sacco Permit upon determination of—

- (a) gross violation of laid down requirements;
- (b) failure to meet conditions of the permit set out in the Act and these Regulations;
- (c) submission of false or untrue information in the application process; or
- (d) upon receipt of a written request for revocation by the assigned Sacco/Company.

(3) A Sacco or Company whose permit has been revoked may re-apply for a permit only at the end of the period of revocation.

(4) A Sacco or Company aggrieved by a decision of the Chief Officer to revoke a permit may appeal in accordance with the Act within fourteen (14) days of receipt of the written decision.

Safety Obligations

16. (1) All *Boda Boda* operators and pillion passengers shall comply with the safety obligations, including wearing a certified helmet and reflective vest or reflective jacket at all times while operating or being transported.

(2) A motorcycle rider shall not carry a load—

- (a) whose width projects more than fifteen centimeters beyond the outside end of the handlebars;
- (b) whose height is more than two metres from the ground;

- (c) whose weight is more than thirty kilograms for a motorcycle whose carrying capacity does not exceed fifty cc and kilograms for a motorcycle whose carrying capacity does not exceed four hundred CC;
- (d) which projects to the rear beyond the maximum overall length of the motorcycle by more than sixty centimeters. The rear extremity of the load must be plainly indicated by a conspicuous red marker during the day and by a red light at night.

(2) The rider of a motorcycle carrying loads shall ensure that no part of the load carried drags on the road.

(3) For the purpose of this regulation the term “load” excludes luggage carried by a passenger provided such luggage does not exceed ten kilograms in weight and does not project more than fifteen centimeters beyond the outside end of the handlebars.

(4) The luggage in sub-regulation (3) may be carried together with the passenger provided the luggage is properly secured between the rider and the passenger.

Offences

17. (1) No motorcycle taxi shall—

- (a) park or wait on a footway or obstruct pedestrian thoroughfare;
- (b) park on or within a carriageway that is regulated for parking except where designated for motorcycle taxi parking;
- (c) park in an area not designated for *Boda Boda* parking; or
- (d) contravene the Traffic Act.

Penalty

18. (1) A person who contravenes any provision of these Regulations commits an offence and is liable on conviction to a fine not exceeding twenty thousand shillings for a first offence and a fine not exceeding thirty thousand shillings for every subsequent offence or an imprisonment term not exceeding six months or both.

Database and Data Protection

19. (1) The Directorate shall maintain a database record of permitted *Boda Boda* operators and two-wheeled motorcycles.

(2) All data and records collected are subject to the Data Protection Act No. 24 of 2019 on the regulation of personal data processing in Kenya.

FIRST SCHEDULE

SACCO/COMPANY REGISTRATION REQUIREMENTS

<i>S/No.</i>	<i>Document Required</i>
(a)	Duly filled Application Form (Schedule Five)
(b)	Valid certificate of registration as a <i>Boda Boda</i> Transport Sacco or Transport Company
(c)	Proof of Membership of at least 300 public transport <i>Boda Boda</i> operators
(d)	Proof of Membership of at least 50 Courier <i>Boda Boda</i> operators
(e)	Detailed technical documentation of the Company/Sacco's Fleet Management System.
(f)	Valid Tax Compliance Certificate (KRA).

SECOND SCHEDULE
INDIVIDUAL MOTORCYCLE TAXI PERMIT REQUIREMENTS

<i>S/No.</i>	<i>Document Required</i>
(a)	Duly filled Application Form (Schedule Five)
(b)	Valid rider's license
(c)	Passport size photograph of applicant
(d)	Motorcycle registration document
(e)	Third Party Public Service Vehicle Insurance Policy
(f)	Medical certificate of fitness (if required by the Directorate)
(g)	Proof of identity (National ID)
(h)	Contact details and Next of Kin details

THIRD SCHEDULE

FEES PAYABLE

The specific rates for fees shall be contained in the Nairobi City County Finance Act and subsequent Gazettement by the CECM for Finance, pursuant to the Public Finance Management Act.

FOURTH SCHEDULE
COLOUR CODE REQUIREMENTS FOR ZONES

S/No.	Zone	Colour
1.	CENTRAL ZONE (Central CBD, Makadara, Kamukunji, Starehe & Mathare)	YELLOW
2.	NORTHERN ZONE (Westlands, Dagoretti South, Dagoretti North)	BLUE
3.	EASTERN ZONE (Kasarani, Ruaraka & Roysambu)	GREEN
4.	SOUTHERN ZONE (Embakasi East, Central, North, West & South)	LEMON GREEN
5.	WESTERN ZONE (Kibera, Karen, Dagoretti South, Kawangware, Lavington)	RED
6.	ONLINE RIDERS (E-hailing)	ORANGE

FIFTH SCHEDULE

THE NAIROBI CITY COUNTY (MOTORCYCLE TAXI (*BODA BODA*) PERMIT)
REGULATIONS, 2025

Application Form for Permit Designation (Sacco/Company/Individual)

(Regulations 8(2) and 10(1))

APPLICATION FOR PERMIT DESIGNATION

(To be submitted to the Directorate of Public Transport)

<i>Section</i>	<i>Details</i>	<i>Applicant Response</i>
1. APPLICANT/SA CCO DETAILS	(i) Name of Sacco/Company:	
	(ii) Zone applied for (if Sacco):	
	(iii) Certificate/Registration No:	
	(iv) Contact Person/ID No:	
	(v) Current Membership (No.):	
	(vi) Date of Application:	
2. MOTORCYCLE/ RIDER DETAILS	(i) Rider's Name:	
	<i>(For Individual Permits)</i> (ii) Rider's License No:	
	(iii) Motorcycle Registration No:	
	(iv) Means of propulsion (ICE/Electric):	
3. ATTACHMENT S REQUIRED	<i>(As per Schedule One/Two)</i>	
	List attached documents:	
DECLARATION	I certify that the above information is correct and understand that false information may lead to rejection or subsequent revocation of the permit.	Applicant Signature:

FOR OFFICIAL USE ONLY (DIRECTORATE OF PUBLIC TRANSPORT)

<i>Technical Report Findings (Reg 9(2)):</i>	(Assessment of zonal demand, vehicle compliance, safety record, and operational feasibility)
<i>Recommendation:</i>	<input type="checkbox"/> Approved / <input type="checkbox"/> Rejected (<i>Specify reasons below</i>)
<i>Name of Inspecting Officer/Diretorate:</i>
<i>Signature:</i>
<i>Date:</i>

CHIEF OFFICER APPROVAL (reg. 9(4))

<i>Decision:</i>	<input type="checkbox"/> Permit Granted / <input type="checkbox"/> Application Declined
<i>Remarks:</i>
<i>Chief Officer Signature:</i>
<i>Date:</i>

Made on the 11th November, 2025.

IBRAHIM NYANGOYA AUMA,
County Executive Committee Member for Mobility and Public Works.

