

NATIONAL CONSTRUCTION INDUSTRY ACT
(CAP 53:05)

NATIONAL CONSTRUCTION INDUSTRY (PROJECT REGISTRATION)
REGULATIONS, 2023

IN EXERCISE of the powers conferred by section 29 of the National Construction Industry Act, I, JACOB HARA, Minister of Transport and Public Works, make the following Regulations—

1. These Regulations may be cited as the National Construction Industry (Project Registration) Regulations, 2023.

Citation
2. In these Regulations, unless the context otherwise requires—

Interpretation

“client” means a person who engages another person or firm to provide construction services and may include Government;

“contractor” means a person who undertakes to carry out construction for another person or for himself whether for a reward or not;

“consultant” means a person who provides professional services in the planning, design, measurement, management and supervision of construction; and

“project” means single contract of construction of works or services obtained as a main contract or sub-contract.
3. A contractor and a consultant shall, within twenty-one days after the commencement of contract, apply to the Council for registration of the project:

Application for registration

Provided that where a contractor or consultant has sub-contracted, the sub-contracted contractor or consultant shall register the sub-contracted project through the main contractor or consultant.
4. An application submitted under regulation 3, shall be in accordance with the format prescribed by the Council and shall include the following details—

Format and details of the application

(a) the parties involved in the contract;

(b) a brief scope of the contract;

(c) the location of the project;

(d) the value of the contract;

(e) the duration of the contract; and

(f) whether the contract is a joint venture or partnership.
- 5.—(1) The Council shall, where it is satisfied that the details of the application submitted for registration complies with regulation 4, register the project, within thirty days after the receipt of the application.

Registration of the project

(2) The Council shall, upon registration of the project, issue a project registration identification number.

(3) A contractor shall display the project registration identification number on a project sign board at the project site.

Reporting

6. A contractor or consultant shall, within one month of completion or termination of a contract, submit to the Council, a report in the prescribed format determined by the Council.

Failure to register

7.—(1) The Council shall stop any project that has not been registered under these Regulations.

(2) A contractor or consultant who fails to register a project within twenty-one days of contract signing shall be liable to a penalty of K20,000 and in case of a continuing offence to a further penalty of K10,000 for each day during which the offence continues.

Revocation
G.N.13/2018

8. The National Construction Industry (Project Registration) Regulations, 2018, are hereby revoked.

Made this 19th day of May, 2023.

(FILE NO. C/TP/400/4/6/15)

J. HARA
*Minister of Transport
and Public Works*