

THE ELECTRIC POWER (ELECTRICAL INSTALLATION WORK) RULES, 2006

ARRANGEMENT OF RULES

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LEGAL NOTICE No 115

THE ELECTRIC POWER ACT, 1997

(No 11 of 1997)

IN EXERCISE of powers conferred by section 115 of the Electric Power Act, the Electricity Regulatory Board makes the following Rules:-

THE ELECTRIC POWER (ELECTRICAL INSTALLATION WORK) RULES, 2006

Citation	1. These Rules may be cited as the Electric Power (Electrical Installation Work) Rules, 2006.
Application	2. These Rules shall apply to all premises and areas in Kenya
Interpretation	3. In these Rules, unless the context otherwise requires- "Act" means the Electric Power Act, 1997; "Board" means the Electricity Regulatory Board established under section 119 of the Act; "electrical contractor" means any person holding an electrical installation licence issued under these Rules to carry out any electrical installation work either individually or as a body corporate or incorporate for voluntary, business, training, or teaching purposes in the field either for gain or reward or for no charge at all; "electrical installation" means the wires, machinery, apparatus, appliances, devices, material and equipment used or intended for use by a consumer for the receipt, distribution or use of electrical power or energy; "electrical installation licence" means any document or instrument in writing granted under these Rules to any person authorizing carrying out of electrical installation work; "electrical installation work" means the installation, alteration, or repair, wholly or partially, of electrical installation, but excludes- (a) work upon the system of a public electricity supplier or other licensee carried out by such public electricity supplier or servant of such public electricity supplier acting on his behalf; (b) any electric fencing and alarm circuits and equipment that are not directly connected to a supply of electricity and the voltage in any part of the system does not exceed 24 volts; (c) any telecommunication plant; "issuing officer" means a person appointed in writing by the Board under Rule 93 to be an issuing officer for the purposes of these rules; "licensed electrician" means a person holding an electrical installation licence, and any reference to electrician is reference to a licensed electrician;

"registered" means registered under Rules 6 and 7, and "register" and "registration" have corresponding meanings;

"telecommunication plant" means any line, apparatus, equipment or thing used or intended to be used in connection with the transmission or reception of information by electrical means;

"voltage" means the effective difference of electrical potential between any two conductors, or between a conductor and the earth, and is said to be:-

- (a) low when it does not exceed 1,000 volts under normal conditions, subject however to the percentage variation allowed by any rules made under the Act;
- (b) medium when it exceeds 1,000 volts but does not exceed 33,000 volts under normal conditions, subject however to the percentage variation allowed by any rules made under the Act;
- (c) "high" when it exceeds 33,000 volts under normal conditions, subject however to the percentage variation allowed by any rules made under the Act;

Powers of the Board

4. (1) The Board shall have power-

- (a) to issue, vary, suspend or cancel licenses for electricians and contractors in accordance with these Rules; and
- (b) to inquire into and resolve complaints against licensed electricians and contractors.

(2) The Board may in writing delegate such of its powers and duties under these Rules as it shall specify to one or more persons, who shall be issuing officers.

(3) No issuing officer shall be personally liable for any act or default done or omitted to be done in good faith in pursuance of these rules.

Electrical installation licences

5. (1) The Board, may, on application being made to it, grant to the applicant one of the following classes of licences-

- (a) **Class C-2**, which shall entitle the holder to carry out electrical installation work for connection to a single phase supply at low voltage, restricted to up to two storey residential and commercial buildings not used as factories or places of public entertainment;
- (b) **Class C-1**, which shall entitle the holder to carry out electrical installation work as in Class C-2, and for connection to a three phase supply at low voltage, restricted to up to four storey buildings not used as factories or places of public entertainment;
- (c) **Class B**, which shall entitle the holder to carry out electrical installation work as in Class C-1, but without limitation as to number of storeys in the buildings and whether used as factories or places of public entertainment or otherwise, and for connection to supply metered at voltages not exceeding medium;

- (d) **Class A-1**, which shall entitle the holder to carry out all kinds of electrical installation work;
- (e) **Class A-2**, which shall entitle the holder to carry out specialized electrical installation work.

(2) An application for a licence shall be made to the Board on Form 1 set out in the Schedule, and such application shall specify the class of licence in respect of which the application is made and shall be accompanied by the following application fees-

Class of Licence	Application Fee (Khs)
(a) Class C-2.....	250
(b) Class C-1.....	500
(c) Class B.....	750
(d) Class A-1.....	1,000
(e) Class A-2.....	1,000

(3) The applicant shall furnish to the Board such evidence or particulars as may be required by the Board relating to the applicant's previous experience of electrical installation work.

(4) The Board may require and cause such applicant, for the purpose of ascertaining his ability to undertake, engage in or perform electrical installation work, to be examined, in such manner as it may determine, upon any matter or thing in connection with his application and upon the Act and the rules made thereunder.

Grant and conditions of electrical installation licences

6. (1) The Board may grant the applicant such type of licence as in its opinion he is qualified to hold, and the Board may refuse to grant any licence to any applicant, setting out in writing reasons therefor.

(2) The following fees shall be paid on the granting of the corresponding class of licence-

Class of Licence	Licence Fee (Khs)
(a) Class C-2.....	1,000
(b) Class C-1.....	2,000
(c) Class B.....	3,000
(d) Class A-1.....	5,000
(d) Class A-2.....	5,000

(3) The following fees shall be paid for a renewal of any class of licence on or before the 31st March in each year:-

Class of Licence	Licence Renewal Fee (Khs)
(a) Class C-2.....	500
(b) Class C-1.....	750
(c) Class B.....	1,000
(d) Class A-1.....	2,000
(d) Class A-2.....	2,000

Provided that the fee for a licence renewed after the 31st March shall be one and a half times the fees specified in this paragraph.

(4) The Board shall maintain a register of all licensed electricians for the time being licensed under these rules.

(5) Any licence issued under paragraph (1) which is not renewed for two consecutive years shall, unless the licence holder has before expiry of the licence informed the Board in writing of his intention and reasons not to renew the licence, be deemed to have been cancelled and shall not be considered for renewal.

Registration of electrical contractors

7. (1) No person shall carry out any electrical installation work unless he is registered by the Board as an electrical contractor.

- (2) To be registered by the Board as an electrical contractor a person must-
- (a) be a licensed electrician, or
 - (b) have in his employ, a licensed electrician.

(3) An application for the registration of an electrical contractor shall be made to the Board on Form 2 set out in the Schedule, and such application shall specify the class of licence in respect of which the application is made and shall, depending on the class of licence applied for, be accompanied by the following application fees-

Class of Licence	Application Fee (Khs)
(a) Class C-2.....	250
(b) Class C-1.....	500
(c) Class B.....	750
(d) Class A-1.....	1,000
(e) Class A-2.....	1,000

(4) The following registration fees shall be paid by every electrical contractor whose application for registration is approved by the Board depending on the type of licence he holds-

Class of Licence	Registration Fee (Khs)
(a) Class C-2.....	1,000
(b) Class C-1.....	2,000
(c) Class B.....	3,000
(d) Class A-1.....	5,000
(d) Class A-2.....	5,000

(5) Subject to paragraph (8), every registration shall remain in force until 31st December in the year in which it is granted and may, subject to such conditions as may be specified by the Board, be renewed.

(6) The following renewal fees shall be paid by every electrical contractor depending on the type of licence he holds-

Class of Licence	Renewal Fee (Khs)
(a) Class C-2.....	1,000
(b) Class C-1.....	2,000
(c) Class B.....	3,000
(d) Class A-1.....	5,000
(e) Class A-2.....	5,000

Provided that for any registration renewed after the 31st March the fees specified in this paragraph for renewal shall be one and half times the fees specified in this paragraph.

(7) The Board shall maintain a register of all electrical contractors and their business names and, in the case of a business having more than one branch, separate registration shall be effected in respect of each branch.

(8) The Board shall not register any electrical contractor who is unable to satisfy it that he carries on a business at premises constituting a permanent address.

(9) The registration of any business or branch thereof shall become void upon the expiration of thirty days from the date of any change in the ownership of such business or branch, or upon the business or branch being transferred from the premises in respect of which it is registered:

Provided that where any issuing officer in writing, a copy of which shall forthwith be sent to the Board, approves such change of ownership or transfer from premises the registration shall not become void until the next meeting of the Board.

**Electrical
installation work**

8. (1) An electrical contractor undertaking any electrical installation work shall submit a commencement notice in Form 3 set out in the Schedule to a public electricity supplier delivering the supply or to the Board where the supply is not delivered by a public electricity supplier.

(2) An authorized electrician of the electrical contractor or the electrical contractor, as the case may be, completing or directing the completion of the electrical installation work shall submit a completion certificate in Form 4 set out in the Schedule to a public electricity supplier delivering the supply or to the Board where the supply is not delivered by a public electricity supplier.

(3) Notwithstanding paragraphs (1) and (2), the commencement notice and the completion certificate for electrical installation work shall be submitted by the same electrical contractor unless a special permission is granted by the Board.

(4) Any person who fails to comply with this rule shall be guilty of an offence and liable to such punishment as provided in the Rule 10.

(5) Any person who submits or causes to be submitted to a public electricity supplier or to the Board a completion certificate which he knows or has reason to believe is false in any material particular shall be guilty of an offence and liable to such punishment as provided in the Rule 10.

**Failure to comply
with licensing
conditions**

9. (1) The Board may in its absolute discretion refuse to register or may vary, suspend or cancel the registration of any business or branch of a business unless it is satisfied that there is and shall continue to be employed in the business or branch on a full time basis, an electrician who holds a licence appropriate to the electrical installation work proposed to be undertaken by such business or branch and who is and shall continue to be available to direct all such work.

(2) An issuing officer may at any time by giving notice in writing to an electrical contractor, a copy of which shall forthwith be sent to the Board, suspend the registration of the business of such electrical contractor or of a branch thereof until the next meeting of the Board.

(3) Any electrical contractor who-

(a) undertakes or carries out by himself, his servant, or agent any electrical installation work at any time whilst his business or any branch thereof is not registered or while the registration of such business or branch is suspended; or

(b) undertakes or carries out, by himself, his servant or agent any electrical installation work except under the direction of a licensed electrician holding a licence of a type appropriate to such work,

shall be guilty of an offence and liable to such punishment as provided in the Rule 10.

(4) Any owner or occupant of any premises or any developer or main contractor of any premises under construction who causes or permits to be carried out upon the premises any electrical installation work in contravention of these rules shall be guilty of an offence and liable to such punishment as provided for in Rule 10.

(5) Any person who contravenes or fails to comply with any of the terms and conditions of any licence issued under these Rules or willfully give false or misleading information under or for the purposes of these rules shall be guilty of an offence and liable to such punishment as provided in the Rule 10.

(6) Any person who undertakes or carries out any electrical installation work without being the holder of a licence then in force appropriate to the work undertaken or carried out or without being under the direction of such a licence holder shall be guilty of an offence and liable to such punishment as provided in the Rule 10.

(7) (a) The Board may vary, suspend or cancel the licence of any licensed electrician upon being satisfied that the licensed electrician has contravened any of the provisions of these Rules.

(b) Where the Board suspends or cancels the licence of any licensed electrician it shall remove his name from the register of licensed electricians for the time being licensed under these Rules.

(c) Upon the variation, suspension or cancellation of the licence of any licensed electrician under paragraph (a), the Board may by written notice to such licensed electrician, disqualify him from holding a licence or a particular type of licence for such period as the Board deems fit.

(d) Before exercising its powers under paragraph (a), the Board shall by notice in writing afford the licensed electrician whose licence it is proposed to vary, suspend or cancel an opportunity of appearing or being represented before it to show cause why the Board should not exercise its power under these Rules.

(8) Every licence shall, unless previously suspended or cancelled under paragraph (7) remain in force until the 31st December, in the year in which it is granted and shall not be transferable but may subject to such conditions as may be specified by the Board, be renewed.

Offences and penalties

10. (1) Any person

(a) who undertakes or carries out any electrical installation work without being the holder of a licence then in force appropriate to the work undertaken or carried out or without being under the direction of a suitably licensed electrician;

(b) who contravenes or fails to comply with any of the terms and conditions of any electrical installation licence granted under these rules or willfully gives false or misleading information in relation to electrical installation work;

(c) who fails to comply with Rule 8;

- (d) who submits or causes to be submitted to a public electricity supplier or to the Board a completion certificate which he knows or has reason to believe is false in any material particular;
- (e) who, being an electrical contractor, undertakes or carries out by himself, his servant, or agent any electrical installation work at any time whilst his business or any branch thereof is not registered or while the registration of such business or branch is suspended or cancelled;
- (f) who, being an electrical contractor, undertakes or carries out, by himself, his servant or agent any electrical installation work except under the direction of a licensed electrician holding a licence of a type appropriate to such work; or
- (g) who, being an owner or occupant of any premises or any developer or main contractor of any premises under construction, who causes or permits to be carried out upon the premises any electrical installation work in contravention of these Rules

shall be guilty of an offence and shall be liable to a fine not exceeding thirty thousand shillings or a term of imprisonment not exceeding three months or both.

(2) Any person who contravenes or fails to comply with any of these Rules or who fails to comply with any prohibition or order of the Board under any of these Rules shall, where no specific punishment is prescribed under paragraph (1) hereof, be guilty of an offence and shall be punishable with a fine not exceeding thirty thousand shillings or a term of imprisonment not exceeding three months or both.

Offences by
corporate bodies

11. Where any offence under these Rules committed by a company, co-operative society or other corporate body is proved to have been committed with the consent or connivance of, or to have been facilitated by any director, chairman, manager, secretary or other officer thereof, he, as well as the company, co-operative society or other corporate body shall be guilty of the offence and liable to be prosecuted against and punished accordingly.

Appeals against
decisions of the
Board

12. (1) Any person aggrieved by any decision of the Board may within thirty days appeal to the Minister an appeal against the Minister's decision shall be to the High Court.

(2) In cases where the Government is the appellant, the appeal shall be made to the High Court.

Sub. Leg

13. The Electric Power (Electricity Licensing Board) (Powers and Duties) Rules, are repealed.

Sub. Leg

14. The Electric Power (Electricity Licensing Board) (Powers and Duties) Order, is repealed.

SCHEDULE

Form 1

Application for Electrical Installation Licence

The Chairman
Electricity Regulatory Board
P.O. Box 42681- 00100, GPO
NAIROBI

I, hereby apply to be licensed as an electrician in accordance with the Electric Power (Electrical Installation Work) Rules, 2006 for the following class* of licence-

Class C-2, to carry out electrical installation work for connection to a single phase supply at low voltage to up to two storey residential and commercial buildings not used as factories or places of public entertainment;

Class C-1, to carry out electrical installation work as in Class C-2, and for connection to a three phase supply at low voltage to up to four storey buildings not used as factories or places of public entertainment;

Class B, to carry out electrical installation work as in Class C-1, but without limitation as to number of storeys in the buildings and whether used as factories or places of public entertainment or otherwise, and for connection to supply metered at voltages not exceeding medium;

Class A-1, to carry out all kinds of electrical installation work;

Class A-2, to carry out work specialized electrical installation work.

*(Delete classes that do not apply)

I promise to carry out all electrical installation works undertaken by me strictly in accordance with the *Electric Power Act, No 11 of 1997* and any rules and by-laws for the time being in force thereunder.

Name in full.....

(Block capitals, surname first)

Postal Address.....

Date of Birth..... Nationality.....

Name and address of present employer, (if any)

.....
.....

Name of present job.....

.....

Experience and Qualifications-

Details of educational qualifications and examinations passed.....

.....
.....

(b) Details of apprenticeship (if any)

.....
.....

(c) Subsequent experience in the work of an electrician or a wireman (Trade Test Certificate, if any).....

.....

Knowledge of Rules:

The regulations for the electrical equipment of buildings by the Institution of Electrical Engineers, Great Britain.	Yes/No
The Factories (Electric Power) (Special) Rules, 1979.	Yes/No
Rules made under section 115 of the <i>Electric Power Act, No 11 of 1997</i> .	Yes/No
Local Supply System Tariffs.	Yes/No

Details of electrical installation licence held (if any)

Licence No.....

Issued on.....

Issued by.....

For the licence applied for I was at first interviewed on.....

I declare that the particulars given by me are true and correct

Cheque or postal order No.....

dated.....

For KSh. being the application fee is enclosed.

Date.....

Signature of Applicant

REFEREES

(The following details to be completed by two independent referees who must have known the applicant's ability very well, preferably in the trade)

1st Referee

I declare that the particulars given by the applicant in this form are true and correct to the best of my knowledge.

Full Name:

(Block letters, surname first)

Occupation:

Postal address:

.....

Electrical installation licence No. (if any)

.....

I have known the above person for years.

Position held at present.....

Date.....

Signature of 1st referee

2nd Referee

I declare that the particulars given by the applicant in this form are true and correct to the best of my knowledge.

Full Name:

(Block letters, surname first)

Occupation:

Postal address:

.....

Electrical installation licence No. (if any)

I have known the above person for years.

Position held at present.....

Date.....

Signature of 2nd referee

Form 2

APPLICATION FOR
REGISTRATION OF ELECTRICAL CONTRACTOR, BUSINESS OR BRANCH

The Chairman
Electricity Regulatory Board
P.O. Box 42681, 00100 GPO
NAIROBI

I/We.....

.....

hereby certify that I/we intend to conduct the business of Electrical Contractor at premises/branch
occupied by me/us situated at.....

.....

.....

Description of the premises:

Town.....

Location/name of the Road.....

Name of the Building.....

Whether it is a Branch.....

Available office and storage area.....

Details of Business

Business registration No. and date.....

Postal address.....

Names of partners, their addresses and nationalities.....

.....

.....

Licensed electricians who will direct the electrical installation work:

Full name	Licence No	Class
.....
.....
.....
.....
.....

Areas where the business will operate

.....

.....

.....

Previous experience in estimating and costing of electrical projects.....

.....

.....

.....

Previous experience in electrical installation work.....

.....

.....

.....

Capital available for operating the business Kshs.....

.....

.....

Name and address of bank(s) or financial institution(s) where the business account(s) is/are maintained

.....

.....

.....

Details of the tools and measuring and testing instruments available:

(a) List of tools.....

.....

.....

(b) List of measuring and testing instruments.....

.....

	Description	Make	Serial No.
(i)
(ii)
(iii)
(iv)
(v)
(vi)
(vii)

I/We hereby apply for registration of the above mentioned Electrical Contractor Branch/Business in accordance with the Electric Power (Electrical Installation Work) Rules, 2006 and undertake to carry out all work undertaken by me/us strictly in accordance with the *Electric Power Act No 11 of 1997* and any rules and by-laws for the time being in force thereunder.

I/We hereby, declare that the information I/we have provided in the application is true and correct.

Cheque or postal order No..... dated..... for KShs.....

being the application fee is enclosed and agree to pay the inspection fee and the initial registration fee, as and when required.

Signature of Applicant Date

Signature of Applicant Date

Signature of Applicant Date

REFEREES

(The following details to be completed by two different and independent referees, who would vouch your competence to operate a business of contractor if registered, your technical ability having already been established. Persons who may not understand what is involved in running a business cannot be accepted as referees).

1st Referee

I certify that the information given in this form is true and correct to the best of my knowledge

Full name.....

(Block letters, surname first)

Occupation.....

Postal address.....

.....

Date.....

Signature of 1st Referee

(ii) 2nd Referee

I certify that the information given in this form is true and correct to the best of my knowledge.

Full name.....

(Block letters, surname first)

Occupation.....

Postal address.....

.....

Date.....

Signature of 2nd Referee

Form 3

COMMENCEMENT OF WORK NOTICE

No.....

To:

.....
.....
(Name and address of public electricity supplier or the Board)

In accordance with rule 8 (l) of the Electric Power (Electrical Installation Work) Rules, 2006,

I/we.....
.....
(Name and address of Electrical Contractor)

hereby give notice that I/we propose to carry out the following work as under:

for.....
(Name of consumer)

of.....
(Address of consumer)

at.....
(Situation of Property)

of land office reference No.....

Nature of work: new installation/addition/modification of an existing installation
(Delete where not applicable)

Proposed situation of meter-board(s) in the case of a new installation or if the site of an existing board is to be changed will be

.....

A service line is/is not required.....

I/we have Electrical Contractors Registration No.....

Class..... validated for the current year

Date.....

Signature of Electrical Contractor

NOTE - Any person who submits a commencement of work notice which is false in any material particular is liable to prosecution under Rules 113 and 115 of the Electric Power (Electrical Installation Work) Rules, 2006.

Form 4

COMPLETION CERTIFICATE

No.....

To:

.....
.....
.....
.....
.....
.....

(Name and address of public electricity supplier or the Board)

In accordance with rule 8 of the Electric Power (Electrical Installation Work) Rules, 2006,

I/We.....

.....
(Name and address of Electrical Contractor)

Holding Licence No.....class.....and a valid Electrical Contractor registration No.....class....., hereby give notice that the under-mentioned work in connection with the installation of the premises of:

Name.....

Address.....is now completed and ready for testing and connection.

A service line is/is not required:

Details of installation (stating if new, addition or modification)

.....
.....

The work has been carried out and tested and is strictly in accordance with the *Electric Power Act No 11 of 1997* and all rules and by-laws for the time being in force thereunder.

Name of licensed electrician in charge.....

Class of licence held..... Licence No.....

.....
Signature of Licensed electrician in charge

.....
Signature of Electrical Contractor

Date.....

Date.....

NOTE - Any person who submits a completion certificate which is false in any material particular is liable to prosecution under Rules 9 and 10 of the Electric Power (Electrical Installation Work) Rules, 2006.

(For office use by the public electricity supplier)

Connection order No.....