

AN ACT TO AUTHORIZE THE ESTABLISHMENT OF THE NATIONAL TRANSIT AUTHORITY (NTA)

PREAMBLE

WHEREAS, the public convenience necessitates the establishment of a National Transit Authority (NTA) which will work toward alleviating the severe shortage of common carriers needed to transport the population to and from work on a daily basis;

WHEREAS, the existence of the NTA will also facilitate the movement of goods and services;

WHEREAS, it is the policy of the Government to encourage and ensure the provision of adequate and proper urban and rural mass transport; and

NOW, THEREFORE, IT IS HEREBY ENACTED BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE REPUBLIC OF LIBERIA, IN LEGISLATURE ASSEMBLED:

SECTION I. THE NATIONAL TRANSIT AUTHORITY

Pursuant to Chapter 1 of the Public Authorities Law, there is hereby created the Public Authority Consisting a body politic and corporate entity to be known as the NATIONAL TRANSIT AUTHORITY (NTA); and that the Monrovia Transit Authority (MTA) shall become a Subsidiary Corporate Body of the National Transit Authority through a Board Resolution.

SECTION 1.1 GENERAL PROVISION

The NTA shall have its Head Office in Monrovia, Liberia and may establish branches within Liberia.

SECTION 1.2 SHORT TITLE

This Act may be cited as the "National Transit Authority Act of 2007"

SECTION II. POWERS AND PURPOSES

The National transit Authority shall have the following purposes and powers:

1. Shall establish and implement an effective and efficient systematic National Transit System in Liberia involving private participation of small, medium, and large transport companies and shall ensure a reliable and safe movement of people and goods within and without the country at affordable cost, subject to regulations of the Ministry of Transport;
2. Shall acquire, equip, and maintain transport buses or other vehicles appropriate for carriage of passengers or goods in the Republic.
3. Shall engage in the rental, loan and lease of automobiles, trucks, tractors, trailers and without limitation, all types of transport vehicles and equipment, vehicle parts, articles, and the connection therewith, purchase and sell transport vehicles and equipment, vehicle parts, articles and accessories and perform repairs and services in connection with leasing, loaning, or rental of such vehicles;
4. Shall have the power of employ, organize and operate or contract any services of private individual (s) and institution(s), including guard service to protect its facilities and personnel, as well as members of the public using the services of the NTA;
5. To employ contractors, agents or other persons for the construction, management and development, on a contractual basis or otherwise, of building, properties, enterprises and facilities under the jurisdiction of the NTA;

6. Establish or acquire, interests in or control of, by purchase, investment, assumption of liabilities or otherwise, the types of business dealing with transport matter, vehicles and other automotive equipment, to finance or assist in financing the establishment, development, and operation thereof, and to supervise, oversee, and assist in the management and operation thereof;
7. Purchase, own operate and conduct storage and parking facilities for automobiles and transport vehicles, and purchase appliances and personal property used or to be used in the operation of storage and packing facilities for automobiles and transport vehicles, manufacture, purchase, construct, assemble, own, sell, exchange, lease and operate material, equipment, appliances, machinery, land and personal property of every kind and nature whatsoever, used or to be used in the storage, packing or keeping of automobiles and transport vehicles;
8. Acquire for its corporate purpose real property, rights or easement therein by purchase, appropriate, gifts or otherwise dispose of such property not necessary for its corporate purpose, whenever the Board shall determine that each acquisition, sale or other arrangement is in the best interest of the NTA;
9. To make By-Laws for its internal organization and management and rules and regulations governing the operations and use of all properties, enterprises, and facilities under its control;
10. To appoint officers, employees, agents and persons serving at its request, whether by contract or otherwise, and to fix their compensation;

11. To print and keep for public inspection schedules showing the rates and fares and charges for the transportation of passengers and property which are in force at the time in collaboration with the Ministry of Transport;
12. To determine fair, affordable, and reasonable transportation fares and fees subject to approval of the Ministry of Transport;
13. To accept and use gifts and donations of services, funds, or property (real, personal, tangible or intangible);
14. To borrow or raise money for any purpose of the NTA, and acquire and dispose with the same upon such terms and conditions, and for such conditions as the Board shall determine to be reasonable, through purchase, exchange, discount, rediscount, public or private sales, negotiation, assignment, exercise of options or conversion of rights or otherwise, for cash or credit, with or without tangibles or intangibles, including but not limited to mortgage, bonds, debentures, (including convertible debentures) bankers acceptances, cable transfers and all other evidence of indebtedness or ownership, and guarantee payment against any instruments above specified;
15. Do all and everything lawfully necessary and proper for the accomplishment of the purposes enumerated in the Act or any amendment thereof necessary for the protection and benefit of the NTA and in general to carry on any lawful business necessary to the attainment of the purposes of the Authority;

16. The foregoing clauses shall be construed as both purposes and powers and the matters expressed in each clause shall, excepts as otherwise expressly provided, be in no way limited by reference or inference from the term of any clause, but shall be regarded as independent purposes and powers; and the enumeration of specific purposes and powers shall not be construed to limit or restrict in any manner of general terms or the general powers of the NTA; nor shall the expression of one thing be deemed to exclude another, although be of like nature not expressed; and
17. It shall have perpetual existence and a common seal and may sue and be sued, plead and be impleaded in its own name.

SECTION III. BOARD OF DIRECTORS

Subject to the limitation contained in this Act, all corporate powers of NTA shall be exercised by and under authority of and the business and affairs of the Authority shall be managed by a Board of Directors.

The Board of Directors be composed of five persons including the Minister of Finance and the Transport respectively, all of whom shall be appointment by the President of the Republic of Liberia, with the advice and consent of the Liberia Senate. The three persons to be appointed other than the ministers shall be citizens with business and/or transportation experience. The President shall designate one of such five persons to be the Chairman of the Board.

The Board or Directors shall appoint its Secretary, Treasurer and other officers of the Authority.

The term of office for a director other than a minister shall be staggered up to six years. One director shall be appointed for a term of two years; another for a term of four years and the other director shall be appointed for a term of six years provided however that no non-minister director shall serve consecutively for more than twelve years.

Any director may resign at any time after giving notice in writing to the Chairman of the Board. Upon recommendation of the Board of Directors, a director may be removed with cause, at anytime by the President of the Republic of Liberia. Upon the death, resignation or removal of any director, the vacancy shall be filled by the President through an appointment of a successor. A director so appointed shall serve the unexpired term of his predecessor.

SECTION IV. MANAGEMENT

The Board of Directors shall employ by appropriate contract a general manager and such other officers shall be charged with the duty of running the day to day affairs of the Authority.

SECTION V. REPORT

The Authority shall submit an Annual Report to the President of Liberia and such other reports as may be required from time to time. Such reports shall set out in details facts describing the operating and fiscal transactions of the Authority during the preceding year, its financial records and a statement of all receipts and disbursements during such year.

SECTION VI.

This Act takes effect immediately upon publication into handbills.

ANY LAW TO THE CONTRARY NOTWITHSTANDING

2007

THIRD SESSION OF THE FIFTH- SECOND
LEGISLATURE OF THE REPUBLIC OF LIBERIA

SENATE'S ENDORSEMENT TO HOUSE
ENGROSSED BILL NO. 17 ENTITLED:

**"AN ACT TO AUTHORIZE THE
ESTABLISHMENT OF THE NATIONAL
TRANSIT AUTHORITY"**

On motion, Bill read. On motion, the Bill was adopted
on its first reading and taken into Committee Room
on Thursday, October 4, 2007, @ 14:30 GMT.

On motion, Bill taken from Committee Room for its
second reading. On Motion, under the suspension of
the rule, the second reading of the Bill constituted the
third reading and the Bill was adopted, ordered
engrossed and passed into the full force of the law
today, Thursday, September 11, 2008 @ 15:35 GMT.



SECRETARY, LIBERIAN SENATE

2008

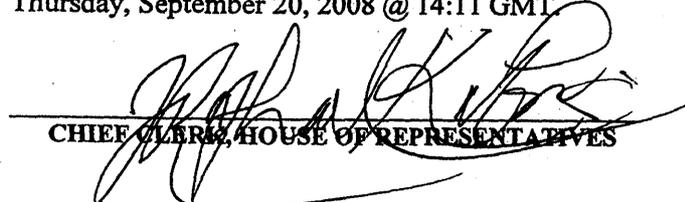
SECOND SESSION OF THE FIFTY SECOND
LEGISLATURE OF THE REPUBLIC OF LIBERIA

HOUSE'S ENGROSSED BILL NO.17 ENTITLED:

**"AN ACT TO AUTHORIZE THE
ESTABLISHMENT OF THE NATIONAL
TRANSIT AUTHORITY"**

On motion, Bill read. On motion, the Bill was adopted
on its first reading and sent to Committee Room on
Tuesday, August 30, 2008 @ 11:15 GMT.

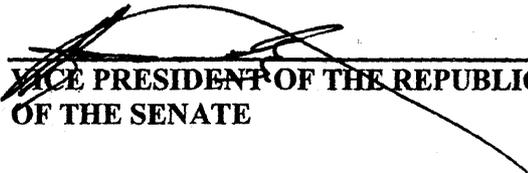
On motion, Bill taken from the Committee Room for
its second reading. On motion, under the suspension
of the rule, the second reading of the Bill constituted
the third reading and the Bill was adopted, passed into
the full force of law and ordered engrossed today
Thursday, September 20, 2008 @ 14:11 GMT.



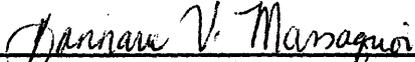
CHIEF CLERK, HOUSE OF REPRESENTATIVES

ATTESTATION TO:

**“AN ACT TO AUTHORIZE THE ESTABLISHMENT OF THE
NATIONAL TRANSIT AUTHORITY”**



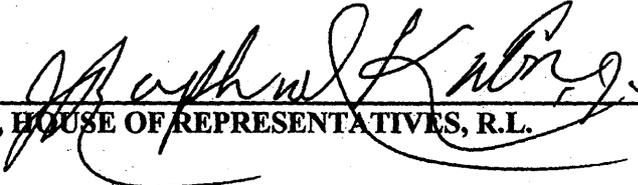
**VICE PRESIDENT OF THE REPUBLIC OF LIBERIA/PESIDENT
OF THE SENATE**



SECRETARY, LIBERIAN SENATE, R.L.



SPEAKER, HOUSE OF REPRESENTATIVES, R.L.



CHIEF CLERK, HOUSE OF REPRESENTATIVES, R.L.

2009

SECOND SESSION OF THE FIFTY-SECOND LEGISLATURE OF THE
REPUBLIC OF LIBERIA

SCHEDULE OF THE HOUSE'S ENROLLED BILL NO. 17 ENTITLED:

**“AN ACT TO AUTHORIZE THE ESTABLISHMENT OF THE
NATIONAL TRANSIT AUTHORITY.”**

PRESENTED TO THE PRESIDENT OF THE REPUBLIC OF LIBERIA
FOR EXECUTIVE APPROVAL.

RECEIVED THIS 24th DAY OF March A.D. 2009

AT THE HOUR OF 4:55 P.M.



THE PRESIDENT OF THE REPUBLIC OF LIBERIA