



## GOVERNMENT NOTICE No. 463.

## ARRIVALS.

Name.	Rank	From leave or on 1st Appointment.	Date of leaving England.	Date of Embarkation.	Date of arrival at Kilindini.
W. A. F. Platts	District Commissioner	Leave	Oct. 14th, 1921	Oct. 14th, 1921	Dec. 7th, 1921
A. Kane	Wireless Engineer, Operator	"	do	do	do
P. R. Filleul	District Commissioner	"	Oct. 28th, 1921	Oct. 28th, 1921	do
M. Solomons	Land Office Assistant	"	Oct. 14th, 1921	Oct. 14th, 1921	do
H. McIntyre	Forester	1st appointment	do	do	do
F. C. Holt	Junior Postmaster	Leave	Oct. 21st, 1921	Oct. 21st, 1921	do
R. L. C. Keays	Capt. 6th K. A. R.	1st appointment	Oct. 28th, 1921	Oct. 28th, 1921	do
Edward Bird	Chief Clerk, Govt. House	Leave	Nov. 4th, 1921	Nov. 4th, 1921	do
C. H. Reader	Head Gardener	"	Oct. 24th, 1921	Oct. 24th, 1921	do
H. Vickerstaff	Storekeeper, Land and Survey Department	"	Nov. 30th, 1921*	Nov. 30th, 1921	Dec. 9th, 1921.
S. Couper	General Manager, U. Rly.	"	Oct. 28th, 1921	Oct. 28th, 1921	do
S. G. Oaten	Inspector, Loco. Dept., U. Rly.	1st appointment	Oct. 14th, 1921	Oct. 14th, 1921	Dec. 7th, 1921.
G. Martin	Asst. Traffic Manager, U. Rly.	Leave	Oct. 28th, 1921	Oct. 28th, 1921	Dec. 7th, 1921.

\* Date of leaving South Africa.

## DEPARTURE.

Name.	Rank.	On leave or termination of appointment.	Date of Departure.
D. O. Brumage	Assistant District Commissioner	Leave	December 10th, 1921.

## APPOINTMENTS.

S. 22381.

LIONEL ARMITAGE WEAVING, to be Assistant District Commissioner, Eldama Ravine District, with effect from the 21st November, 1921.

S. 1724.

WILLIAM ARTHUR FRANK PLATTS, to be District Commissioner, Voi, Ukamba Province, with effect from the 12th December, 1921.

S. 21808.

CECIL WILLIAM HAYES-SADLER, to be Assistant District Commissioner, Shimoni, Vanga District, Seyidie Province with effect from the 5th December, 1921.

S. 5627.

ALFRED NOEL DOORLY, to be Resident Magistrate, Nairobi, with effect from the 21st of December, 1921.

S. 17684/1.

His Excellency the Governor has been pleased to appoint the Resident Commissioner, Mombasa, to be Registrar of Documents, Mombasa, for the purposes of the East Africa Registration Regulations, 1901.

The appointment of Mr. Phineas Ernest Wolffe, as Registrar of Documents, Mombasa, appearing in the Official Gazette of 26th January, 1921, is hereby cancelled.

## MAGISTERIAL WARRANT.

S. 6962.

GORDON KENNET KNIGHT-BRUCE, to be a Magistrate of the Second Class, with power to hold a Subordinate Court of the Second Class, whilst holding his present appointment as Assistant District Commissioner in charge, Chuka Sub-district, Embu District, Kikuyu Province.

The following have arrived on first appointment to the Staff of the Uasin Gishu Railway:—

J. M. OSBORNE, Assistant Resident Engineer.

J. C. FORGAN, Junior Resident Engineer.

H. K. TORR, Draughtsman.

F. W. STOKOE, Office Superintendent.

O. D. MATTHIAS, Clerk.

## SWAHILI EXAMINATION.

LOWER STANDARD SWAHILI (PASS).

S. 40/V.

T. H. HINKSON, Assistant District Commissioner.

SECRETARIAT,

NAIROBI.

21st December, 1921.

G. A. S. NORTHCOTE,

Assistant Colonial Secretary.

# COLONY AND PROTECTORATE OF KENYA.

## AN ORDINANCE.

No. 46 OF 1921.

Assented to in His Majesty's name this 15th day of December, 1921.

EDWARD NORTHEY,  
*Governor.*

### **An Ordinance to provide for the establishment of a Trust Fund for the benefit of Natives and Native Reserves.**

BE it enacted by the Governor of the Colony of Kenya with the advice and consent of the Legislative Council thereof:—

1. This Ordinance may be cited as "The Natives' Trust Fund Ordinance, 1921." Short title.

2. In this Ordinance unless the context otherwise requires:— Definitions.

"Native" means any native of Africa not being of European race or origin and shall include any Arab, Swahili or Somali.

"Trustee" means a trustee of the Natives' Trust Fund.

"Fund" shall mean the Natives' Trust Fund.

3. Monies in the hands of the Treasurer and the Chief Native Commissioner at the date of commencement of this Ordinance as set forth in the Schedule shall be placed to the credit of a Fund to be called "The Natives' Trust Fund" which shall be used in the first place for the purpose for which they were intended and thereafter for the general benefit of Natives and for the better development of Native Reserves. Establishment of Fund.

4. The Fund shall be administered by Trustees. Administration of Fund.

5. The Trustees of the Fund shall be the Treasurer, the Chief Native Commissioner, and such other person or persons as the Governor-in-Council may appoint. Trustees of Fund

6. Monies from the following sources may be paid into the Fund:— Sources of Fund

(1) Subject to the provisions of Section 2 of the Collective Punishments Ordinance, 1909, such amounts from collective fines imposed from time to time on Native tribes or villages as the Governor-in-Council may from time to time decide.

(2) Rents, fees or royalties paid to the Crown in respect of lands situate in Native Reserves.

(3) Such sums as the Governor-in-Council may direct to be paid from:—

(a) fees and royalties arising from fuel, timber and other forest produce in Native Reserves.

(b) grazing fees in Native Reserves.

(4) Such other public money as the Governor with the consent of the Legislative Council may from time to time allocate to the Fund.

(5) Any money or personal property which under the provisions of Section 13 of the Military Labour Corps Distribution of Pay and Personal Property Ordinance, 1918 may be applied for the benefit of the tribe to which a deceased native belongs notwithstanding anything in that section to the contrary.

(6) Any donations or bequests intended for the general benefit of Natives whether specifically given or bequeathed to the Trustees or being of such nature as a competent Court may declare to be suitable for the Trustees to administer.

## Purposes

7. Subject to the provisions of the next succeeding section of this Ordinance the Trustees shall apply the monies of the Fund to the following purposes:—

(1) In paying outstanding liabilities at the date of transfer to the Trustees against the funds set forth in the Schedule.

(2) In the case of donations or bequests to such purposes as the donors or testators may direct.

(3) Where there is no direction and in other cases to such purposes for the benefit of natives or Native Reserves as the Governor-in-Council may approve.

## Power to make Rules.

8. The Governor-in-Council may make Rules for the better carrying out of this Ordinance. Subject to any provisions which may be contained in any such Rules, the Trustees may invest any monies of the Fund at their discretion in any Trustee Securities or subject to the approval of the Governor-in-Council in other securities.

## Accounts to be audited.

9. The accounts of the Fund shall be kept by the Treasurer and shall be audited by the Government Auditor, and a statement thereof shall be published by the Trustees annually in the Gazette.

## SCHEDULE.

1. Red Cross Fund. (Medical Benefits Fund for Africans).
2. East Africa War Relief Fund.
3. Personal Servants Fund Military Labour Corps.
4. Military Labour Corps Red Cross Fund.
5. Native Affairs Department Emergency Fund.
6. Masai Tribe Suspense Account.
7. Kisii captured stock account 1908.
8. Kamasia stock fine.
9. Kisumu Famine Relief Fund.
10. Balance remaining from Masai tribe for raids on Kisii (1918-1919).
11. Tiriki Elders.
12. Tanaland food production account.
13. Giriama fine 1914-1915.
14. Unclaimed deposits standing to the credit of Natives or in respect of Native Stock.

## AN ORDINANCE.

No. 47 OF 1921.

Assented to in His Majesty's name this 15th day of December, 1921.

EDWARD NORTHEY,  
*Governor.*

**An Ordinance to Amend the Entertainment Tax Ordinance, 1920.**

BE it enacted by the Governor of the Colony of Kenya with the advice and consent of the Legislative Council thereof:—

## Short title.

1. This Ordinance may be cited as "The Entertainment Tax (Amendment) Ordinance, 1921," and shall be read as one with the Entertainment Tax Ordinance, 1920, hereinafter called "the Principal Ordinance."

## Amendment of Section 3 of the Principal Ordinance.

2. Section 3 of the Principal Ordinance shall be and is hereby amended by the insertion of the words "exceeds 10 cents but" after the word "tax" in the fifth line thereof and the deletion of the figure "6" and substitution of the figure "5" in the next succeeding line.

## AN ORDINANCE.

No. 48 OF 1921.

Assented to in His Majesty's name this 15th day of December, 1921.

EDWARD NORTHEY,  
Governor.

**An Ordinance to amend the Criminal Procedure Ordinance, 1913.**

BE it enacted by the Governor of the Colony of Kenya, with the advice and consent of the Legislative Council thereof:—

1. This Ordinance may be cited as "The Criminal Procedure Amendment Ordinance, 1921," and shall be read as one with the Criminal Procedure Ordinance, 1913, hereinafter referred to as "the Principal Ordinance." Short title.
2. Section 323 of the Principal Ordinance is amended by the addition of the following sub-sections:— Appeal to Supreme Court.
  - (3) The Attorney General may appeal to the Supreme Court from any order of acquittal pronounced by a Subordinate Court.
  - (4) When an appeal is presented under sub-section 3 of this Section the Supreme Court may issue a warrant directing that the accused be arrested and brought before it or any subordinate Court, and the Court before which he is brought may commit him to prison pending the disposal of the appeal, or admit him to bail. Arrest of accused on appeal from acquittal.
3. Section 331 of the Principal Ordinance is repealed and replaced as follows:— Summary dismissal of Appeal.

331. (1) On receiving the petition and copy under Section 329 or Section 330 the Supreme Court shall peruse the same, and if it considers that there is no sufficient ground for interfering, it may dismiss the appeal summarily;

Provided that no appeal presented under section 329 shall be dismissed unless the appellant if not in custody, or his advocate, or the Attorney General has had a reasonable opportunity of being heard in support of the same, and provided further that no appeal presented under section 330 shall be dismissed unless the appellant's advocate (if the Court has been notified that he has an advocate) has had such opportunity.

(2) Before dismissing an appeal under this section, the Court may call for the record of the case, but shall not be bound to do so.
4. Section 332 of the Principal Ordinance is repealed and replaced as follows:— Notice of appeal.

332. If the Supreme Court does not dismiss the appeal summarily, Powers of Appellate Court in disposing of appeal.

  - (a) if the appeal is against a conviction, it shall cause notice to be given to the appellant or his advocate, and to the Attorney General of the time and place at which such appeal will be heard, and shall furnish the Attorney General with a copy of the grounds of appeal; and
  - (b) if the appeal is against an acquittal, it shall cause notice to be given to the accused and to the Attorney General of the time and place at which such appeal will be heard, and shall furnish the accused with a copy of the grounds of appeal.
5. Section 333 of the Principal Ordinance is repealed and replaced as follows:—
  333. (1) The Supreme Court shall then send for the record of the case, if such record is not already in Court. After perusing such record, and hearing both the parties if they appear, and the appellant or his advocate or the Attorney General as the

case may be in reply, the Court may, if it considers that there is no sufficient ground for interfering, dismiss the appeal, or may:—

(a) in an appeal from an order of acquittal reverse such order and direct that further inquiry be made or direct that the accused be re-tried, or find him guilty and pass sentence on him according to law.

(b) in an appeal from a conviction, (1) reverse the finding and sentence and acquit or discharge the accused, or order him to be re-tried by a Court of competent jurisdiction or commit him for trial, or (2) alter the finding, maintaining the sentence, or with or without altering the finding, reduce or increase the sentence, or (3) with or without such reduction or increase and with or without altering the finding, alter the nature of the sentence.

(c) in an appeal from any other order alter or reverse such order.

(d) make any amendment or any consequential or incidental order that may be just or proper.

(2) An appellant who is in custody shall not be entitled to be present at the hearing of an appeal where the appeal is on a point involving a question of law only.

## AN ORDINANCE.

No. 49 OF 1921.

Assented to in His Majesty's name this 15th day of December, 1921.

**EDWARD NORTHEY,**  
*Governor.*

### **An Ordinance to Establish and Control a Territorial Force in the Colony and Protectorate of Kenya.**

BE it enacted by the Governor of the Colony of Kenya with the advice and consent of the Legislative Council thereof:—

#### CHAPTER I.

##### PRELIMINARY.

Short title and commencement.

1. This Ordinance may be cited as "The Territorial Force Ordinance, 1921," and shall come into operation upon such date as the Governor may by notification in the Gazette appoint, and shall only be applied to such military Districts as the Governor may establish by notification in the Gazette.

Definitions

2. In this Ordinance unless there be something repugnant in the subject or context the following expressions shall have the following meanings:—

"Active Service"—Any unit of the Territorial Force or portion thereof shall be deemed to be on Active Service when it has been called out for active service by notice under this Ordinance.

"Act or Ordinance"—Shall include all regulations made thereunder.

"Army Act"—Shall mean the Army Act of the Parliament of Great Britain and Ireland as amended from time to time.

"Cadets"—All boys serving in Cadet units subject to the provisions of this Ordinance.

"Commanding Officer"—The Officer in Command of any District, corps, unit, or detachment.

"Corps"—Any portion of the Territorial Force which may be declared by the Governor to be a corps for the purposes of this Ordinance.

“Member”—Any Officer, Warrant Officer, Non-commissioned Officer, or man belonging to a unit of the Territorial Force enrolled for service under this Ordinance.

“Military District”—Shall mean a Military District appointed under this Ordinance.

“Military Service”—Members of the Territorial Force shall be considered to be on Military service:—

(1) When called out by the Governor under this Ordinance to aid the Civil Authority in the protection of life and property:

(2) When assembled in any camp of training or exercise or when going to or returning from any such camp or while engaged in any military exercise of drill or musketry or when carrying out any escort duty or guard of honour, or while in uniform at any time or place.

“Peace Training”—Shall mean the military training prescribed under this Ordinance for the Territorial Force.

“Permanent Staff”—All Officers, Warrant Officers, Non-commissioned Officers, Armourers, Clerks and Storekeepers or any other persons appointed under Section 39 of this Ordinance, who shall, while holding their appointments be deemed to be always on military service.

“Regulations”—Regulations made under the provisions of this Ordinance.

## CHAPTER II.

### CONSTITUTION OF FORCE.

3. (1) It shall be lawful for the Governor on behalf of His Majesty to accept the services of any persons desiring to be formed under this Ordinance into a Territorial Force for the Colony. Formation of Territorial Force.

(2) On the notification of such acceptance in the Gazette the proposed unit shall be deemed lawfully constituted.

4. Every member of a unit must be a British subject of European race or origin between the ages of 18 and 38 years, and shall upon enrolment take the oath and complete the attestation-form as prescribed by regulation under this Ordinance. Membership.

Provided always that the age limit may be extended by regulation under this Ordinance for such classes of Warrant Officers, Non-Commissioned Officers and men as the Governor-in-Council may decide.

And further provided that other European or American residents may be admitted on taking a modified oath as prescribed by regulation under this Ordinance.

5. Every person who has tendered his services and whose services have been accepted and who has been enrolled as a member of the Territorial Force shall be liable to be called out for Active or Military Service within the limits of the Colony and Protectorate and to undergo such peace training as may be appointed by regulation under this Ordinance. Liability of those who have Tendered and have been accepted.

6. Every member enrolled under the provision of this Ordinance for service in the Territorial Force shall serve for a minimum period of three years. Period of service.

7. The Governor may form a Reserve of Officers to the Territorial Force in such manner as may be prescribed by regulation under this Ordinance and all who offer their services and whose services are accepted as Officers of the Reserve, shall be liable in time of War to render services as Officers with such option of any local Force as the Governor may decide. Reserve of Officers.

8. All boys between the ages of twelve and seventeen years, who, with the consent of their parents or guardians have enrolled as members of the Cadet Corps or Company shall be liable to undergo an annual prescribed course of peace training and shall for this purpose be assembled in such places and at such times as may be ordered, to be instructed in physical exercises, military formations, rifle shooting, signalling and such other exercises as are prescribed. Cadets liability for peace training.

9. (1) The annual course and period of instruction which every boy liable to Cadet training shall undergo as a minimum shall be as prescribed. Period of instruction.

(2) A Cadet who has undergone the prescribed course of instruction for any one year, and passed the prescribed tests shall be reckoned as an efficient cadet for that year, and if he is

reckoned efficient for not less than three years and his conduct under instruction in Cadet training has proved satisfactory, he shall be entitled, on attaining the age of seventeen years to receive a certificate of efficiency. Holders of such certificates may with the approval of the Governor, be transferred to the Territorial Force as trained men.

### CHAPTER III.

#### ADMINISTRATION.

##### Military Districts.

10. The Governor may appoint and establish Military Districts throughout the Colony and Protectorate with the number and designation of units of the Territorial Force to be allotted to and trained in any Military District.

##### Calling out of Force for active service and internal disorder

11. The Governor may by notice in the Gazette call out the whole or any part of the Territorial Force for Active Service or for Military Service to aid the Civil Authority in the protection of life and property and the prevention and suppression of internal disorder throughout the Colony and Protectorate and when so called out they shall be held to that service until such time as the Governor may by notice in the Gazette declare that they are relieved from that service.

##### Not entitled to discharge when on service.

12. Notwithstanding anything to the contrary in this Ordinance contained no member of the Territorial Force while called out or employed on active service against an enemy or in military service in the protection of life or property or the prevention or suppression of internal disorder shall be entitled to obtain discharge therefrom during the continuance of such service.

##### Power to disband or dismiss.

13. The Governor may at any time discontinue the service of any unit of the Territorial Force or cause the same to be disbanded, or dismiss any of the members of any such unit.

##### Officers in Executive Command.

14. The Executive Military Command and inspection of the Territorial Force or units thereof shall be vested in such Officers as may be appointed by the Governor.

##### Appointment and promotion of Officers

15. (1) Before any person can be confirmed in his appointment as an officer, he shall satisfy the Governor that he is fully qualified to hold an appointment, and pass such tests as may be prescribed.

(2) No Officer of the Territorial Force shall be promoted to a higher rank in that Force until he has proved, in the manner prescribed by regulation, that he is fully qualified to undertake during peace training and in time of war all the duties that may be required of an officer in that higher rank.

##### Cancellation of Commission.

16. The commission of an officer shall not be cancelled without the holder thereof being notified in writing of any complaint or charge made and of any action proposed to be taken against him nor without his being called upon to shew cause in relation thereto, provided that no such notification shall be necessary in the case of an officer absent from duty without leave for a period of three months or more.

##### Retirement of Officers.

17. (1) The Governor may place officers of the Territorial Force on the retired list, and officers on that list may, with the approval of the Governor retain their rank and wear the prescribed uniform.

(2) The ages of compulsory retirement of officers of the Territorial Force shall be as prescribed by regulation under this Ordinance.

##### Resignation of Commission.

18. An officer of the Territorial Force, except when on Active or Military Service, or in anticipation of being called out on the same, may, by writing under his hand, tender his resignation of his commission, but shall not, unless otherwise ordered by the Governor, be relieved of the duties of his appointment until the acceptance of his resignation is notified in the Gazette.

##### Uniform, Arms and Accoutrements.

19. (1) A field service dress, with distinctive marks or badges shall be prescribed for every unit of the Territorial Force and supplied to members thereof, to be maintained at their own expenses for such periods and under such conditions as may be prescribed.

(2) Arms, ammunition and equipment shall be issued under prescribed conditions to members of the Territorial Force, and

each member to whom a rifle has been issued shall be bound to keep it in his personal possession and be responsible for its maintenance in good order and condition, and to produce the same for inspection whenever called upon to do so.

(3) When called out for active or military service, attending annual musters, peace training, or courses of musketry members shall bring with them their equipment and any emergency reserve ammunition which may have been placed in their custody.

20. The Territorial Force shall be paid at a prescribed daily rate for the days on which they are called out for active or military service under the provisions of this Ordinance, and they may also be granted such monetary or other allowances as are laid down in regulations. Pay and allowances.

21. (1) Each member of the Territorial Force shall reckon his service from the date of enrolment, and shall during each complete year, reckoning from that date, undergo such course of annual peace training, instruction, musketry and other such exercises as may be prescribed by regulation under this Ordinance. Duration of peace training.

(2) The time occupied in proceeding to or returning from a camp or place of assembly or instruction shall not be reckoned as part of any period of training, instruction or service prescribed under this section.

(3) Any member of the Territorial Force who in any year without leave or permission, as prescribed, evades or fails to duly perform with proper zeal the full course of training allotted to him for that year shall be guilty of an offence.

#### CHAPTER IV.

##### PROVISIONS FOR ACTIVE SERVICE.

22. When the Territorial Force or any portion thereof is called out for active service the Governor may authorise and appoint officers of the Territorial Force or of the Public Service of the Colony and Protectorate to obtain and take possession of buildings and other premises, supplies of foodstuffs, forage, horses, transport animals and vehicles and all other articles necessary for the maintenance in the field of the Territorial Force or any portion thereof, and of other forces acting in co-operation therewith. A requisition may, under this section, be made on any person in manner prescribed, but so that every person so requisitioned upon shall be entitled in due course to receive compensation for everything obtained or taken from him. Commandeering.

23. (1) The Officer in Chief Command of the Territorial Force on Active Service in the field (when so empowered by the Governor) may requisition the authorities controlling any line of railway in the Colony or Protectorate to supply suitable engines and rolling stock for the conveyance of members of the Territorial Force or other forces, together with their horses, guns, baggage, stores, supplies, and vehicular transport and to convey the same by rail to and from any points on the railway line within or outside the territory, as may be necessary. Railway facilities.

(2) The Governor, may, under like circumstances, authorise any officer to assume control over any railway system within the territory or any portion thereof.

#### CHAPTER V.

##### DISCIPLINE.

24. (1) With respect to the discipline of members of the Territorial Force when they are on active or military service or called out for the same the provisions of the Army Act 44 and 45 Victoria Chapter 58 and all Acts amending or substituted for the same so far as applicable shall apply subject to the following modifications:— Members of Territorial Force on mobilization to be under the Army Act.

(a) The words "The Territorial Force" may be read therein for the words "Regular Forces" the words "Member of the Territorial Force" for the word "Soldier" and the word "Governor" for the words "His Majesty" and "Secretary of State."

(b) No sentence of a Court Martial upon the trial of a member of the Territorial Force shall be carried into execution unless confirmed by the Governor.

(2) For the purposes of discipline the provisions of the Army Act 44 and 45 Victoria, Chapter 58 and all Acts amending or substituted for the same so far as applicable shall apply to the permanent staff appointed under Section 39 subject to the modifications set out in sub-section (1) (a) and (b) of this section.

Members not punishable under this Ordinance as well as under the Army Act.

25. Notwithstanding the provisions contained in Section 24 hereof no member of the Territorial Force shall be liable to be punished for any offence under the provisions of this Ordinance as well as under the provisions of the Army Act, provided, however, that dismissal from the force may be lawfully added to any punishment awarded to a member of the Territorial Force by virtue of the provisions of the Army Act.

Penalty for contravention not otherwise provided for.

26. Any member of the Territorial Force who shall be guilty of contravening any of the provisions of this Ordinance for which no penalty is specially provided, or any of the regulations, shall, upon conviction by his Commanding Officer or any Court having jurisdiction be liable to a penalty not exceeding ten pounds, or in default of payment to a term of imprisonment of either description not exceeding one month or to both.

Power of Governor to confirm or reduce sentence.

27. The records of evidence taken before a Commanding Officer, and the finding and sentence inflicted by the Commanding Officer, in the exercise of the jurisdiction conferred upon him by the last preceding section shall be submitted forthwith to the Governor who may quash the conviction, or confirm or reduce the sentence, and the sentence so confirmed or reduced shall be notified by the Commanding Officer to the member of the Territorial Force convicted, by means of registered letter, and every fine so notified which is not paid within seven days of the date of the posting of such notification may, together with any costs incurred by reason of such non-payment, be recovered in any Magistrate's Court having jurisdiction, on mere production to such Court of a properly authenticated copy of such notification under the hand of such Commanding Officer.

Commanding Officer may summon witnesses, etc.

28. It shall be lawful for any Commanding Officer in the exercise of the jurisdiction conferred on him by Section 26 of this Ordinance to summon in writing any member of the Territorial Force under his command alleged to have contravened the provisions of this Ordinance, or the regulations, and any witnesses alleged to be material to the charge to appear before him and to administer oaths to such witnesses, and generally to investigate the charge in such manner as the Governor may by regulation determine: and any person so summoned as a witness who shall fail to attend at the time and place mentioned in such summons, or, having attended, shall refuse to give evidence, shall be liable on conviction before a Magistrate to a fine not exceeding ten pounds or, in default of payment thereof, to imprisonment of either description not exceeding one month.

Reservation of right to prosecute otherwise than under Ordinance.

29. Nothing in this Ordinance contained shall prevent any offender from being prosecuted otherwise than under the provisions of this Ordinance, in all cases in which he would by law, without this Ordinance, be liable to such prosecution but no member of the Territorial Force convicted or acquitted of any crime or offence under the provisions of this Ordinance or under the Army Act, shall be liable to be again tried for the same crime or offence, provided that nothing herein contained shall prevent any member of the Territorial Force who has been convicted or acquitted from being dismissed from the said Force or reduced in rank therein.

Offences by members against members of other of His Majesty's forces.

30. Whenever the Territorial Force, or any portion thereof, and other of His Majesty's forces are associated together under one command, any act committed by members of the Territorial Force, which would if committed in respect of, or in relation to, the members or institutions of the Territorial Force, be an offence against this Ordinance, or the Army Act, or any modifications or adaptations thereof effected in terms of this Ordinance, shall if committed in respect of, or in relation to, the members or institutions of His Majesty's forces, be deemed to be a similar offence, and shall be triable and punishable as prescribed by this Ordinance or the Army Act.

Penalty for refusing or neglecting to assemble when called out for Active Service.

31. (1) Any member of the Territorial Force called out for Active Service, who refuses or neglects to assemble or march as ordered, shall be liable on conviction to a fine not exceeding one-

hundred pounds and in default of payment to a term of imprisonment of either description not exceeding six months or to both.

(2) Any member when called out for military service who refuses or neglects to obey such orders shall be liable on conviction to a fine not exceeding fifty pounds and in default of payment to a term of imprisonment of either description not exceeding three months or to both.

32. Any person who—

(1) Agrees with, or induces, or attempts to induce any member of the Territorial Force to neglect or to act in conflict with his military duty in that Force, or

(2) Is a party to, or aids or abets, or incites to the commission of, any act whereby any lawful order given to any member of the Territorial Force or any law or regulation with which it is the duty of any member of that Force to comply may be evaded or infringed, or

(3) Supplies, or is a party to supplying, any member of the Territorial Force with intoxicating liquor when that member is on military duty and prohibited under regulations or instructions from receiving or taking intoxicating liquor,

shall be guilty of an offence.

33. Any member who fraudulently personates or represents himself to be a member of the Territorial Force travelling on service of that Force, with the intent to obtain conveyance by rail at special rates or to evade payment of any toll, shall be guilty of an offence.

Aiding or inducing members of Territorial Force to dereliction of duty.

Personation.

34. Any person who commits any offence against the regulations providing for and regulating the requisitioning in time of war of accommodation or goods in pursuance of Section 22 shall be guilty of an offence and liable on conviction to imprisonment of either description for a period not exceeding five years.

Offences against Commandeering Regulations.

35. Any member of the Territorial Force who, without proper authority and permission, gives, sells, pledges, lends or otherwise disposes of any moneys, animals, arms, ammunition, accoutrements, clothing, supplies or any other article entrusted to or held by him for the service of the Territorial Force shall be guilty of an offence, and, in addition to any penalty for such an offence which may be imposed under this Ordinance, he may be ordered by the Court or other authority competent to impose that penalty to make good the loss or deficiency caused by the gift, sale, pledge, loan or other disposition; and every such gift, sale, pledge, loan or disposition shall be null and void.

Wrongful disposal of property.

36. Any person who wilfully contravenes any provision of this Ordinance, or the regulations framed thereunder, shall, when no other penalty is provided be liable to a fine not exceeding ten pounds or in default of payment to a term of imprisonment of either description for a period not exceeding one month or to both.

Penalty for contravening the Ordinance in any way.

37. For the protection of persons acting in the execution of this Ordinance, every civil action against, and every criminal prosecution of, any person in respect of anything done in the pursuance or in contravention of this Ordinance shall be commenced within six months after the cause of the proceedings has arisen and notice in writing of any civil action and the cause thereof shall be given to the defendant one month at least before the commencement thereof.

Limitation of action.

38. Any member of the Territorial Force or any person employed in the Public Service, who discloses any such information or any other secret or confidential information relating to the defence of the Colony and Protectorate, which comes within his cognizance shall, unless acting under due authority and in the execution of his duty (the burden of proof whereof shall be upon him) be guilty of an offence.

Disclosure of information.

## CHAPTER VI.

## MISCELLANEOUS.

Power to constitute  
Permanent Staff.

39. The Governor may from time to time constitute for the Territorial Force a permanent staff, consisting of such Officers, Warrant Officers, Non-commissioned Officers and men as he may deem necessary.

Regulations.

40. The Governor may from time to time make regulations for all or any of the matters or things following connected with the Territorial Force—

- (1) The numerical establishments of Corps, and other units of the Territorial Force and Cadets, and the various divisions, branches, grades, ranks and appointments therein;
- (2) The appointment, promotion, transfer, leave, resignation and dismissal of officers;
- (3) The enrolment, posting, transfer, leave, promotion, discharge and dismissal of Non-commissioned officers and men, and the disbandment of any Corps or Units;
- (4) The appointment and posting of the permanent staff, together with rules for their control, discipline, pay, allowances, leave, transfer, discharge and dismissal;
- (5) The discipline of the Force;
- (6) The Assemblage of Courts of Enquiry, and with rules regarding the attendance of witnesses;
- (7) Exemption of members of the Territorial Force from carrying out the full course of training for any one training year;
- (8) The issue and care of arms, accoutrements, ammunition, supplies, animals and transport, clothing and equipment for the Territorial Force and for Cadets;
- (9) The general government and management of the Force;
- (10) Drill and musketry instruction;
- (11) Peace training, including camps of exercise.
- (12) Pensions, gratuities and compensation for losses sustained on duty;
- (13) The formation and control of a Territorial Force Reserve.
- (14) All matters which are by this Ordinance required or permitted to be, or which are necessary or convenient to be prescribed, for assuring the discipline and good government of the Force, or for carrying out and giving effect to this Ordinance.

## AN ORDINANCE.

No. 50 OF 1921.

Assented to in His Majesty's name this 15th day of December, 1921.

EDWARD NORTHEY,

Governor.

**An Ordinance to amend the Indian Petroleum Act, 1899, as applied to the Colony and Protectorate.**

BE it enacted by the Governor of the Colony of Kenya, with the advice and consent of the Legislative Council thereof:—

Short title.

1. This Ordinance may be cited as "The Petroleum Amendment Ordinance, 1921," and shall be read as one with the Indian Petroleum Act, 1899, as applied to the Colony and Protectorate, hereinafter called "the Principal Act."

Repeal of Section 6 of  
the Principal Act.

2. Section 6 of the Principal Act as applied to the Colony and Protectorate shall be and is hereby repealed.

Amendment of Section 22  
of the Principal Act.

3. Section 22 of the Principal Act as applied shall be and is hereby amended by the deletion of the figure "6" in line 4 thereof.

Application of Act to  
quantities of dangerous  
petroleum not exceeding  
40 gallons.

4. No quantity of dangerous petroleum equal to or less than forty gallons shall be kept or transported without a licence by any one person or on the same premises unless such petroleum is kept in glass, stoneware or metal vessels, each of which is securely stopped.

PROCLAMATION No. 178.

S. 1621/4.

THE NATIVE HUT AND POLL TAX  
AMENDMENT ORDINANCE, 1920.

## PROCLAMATION.

WHEREAS in exercise of the powers conferred upon the Governor by the Native Hut and Poll Tax (Amendment) Ordinance, 1915, and the Native Hut and Poll Tax (Amendment) Ordinance, 1920, the sum payable in respect of Hut and Poll Tax, as the case may be, leviable in Kamasia was by Proclamation No. 60 of 1920 increased to Fls. 8 per annum.

And whereas it has appeared expedient to modify such order as far as it refers to the tax for the year 1921.

Now, therefore, by virtue of the powers conferred on the Governor by Section 12 of the Native Hut and Poll Tax Ordinance, 1910, I, Edward Northey, Major-General of His Majesty's Forces, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Companion of the Most Honourable Order of the Bath, Governor of the Colony and Protectorate of Kenya, do hereby declare that the sum payable in the Kamasia Reserve the boundaries of which are described in the Schedule annexed hereto, in respect of Hut and Poll Tax, as the case may be, shall be at the rate of Fls. 5 per annum for the current year ending 31st December, 1921.

Proclamation No. 60 dated 7th June, 1920, in so far as it relates to Kamasia is hereby revoked.

Given under my hand at Nairobi this 13th day of December, 1921.

EDWARD NORTHEY,  
*Governor.*

GOD SAVE THE KING.

## SCHEDULE.

## BOUNDARIES OF THE KAMASIA RESERVE.

Commencing at the North-easterly corner of Government Forest Reserve (on Tiggeri River); thence bounded by the Northerly boundary of that Reserve to its North-westerly corner; thence by the Easterly and Northerly boundary of L.O. No. 503 (Lingham and Grogan's Forest Concession) to the South-easterly corner of Elgayo Reserve; thence by the Easterly boundary of Elgayo and Marakwet Reserves to Kinyach River (South-westerly corner of Suk Reserve); thence by the generally southerly boundary of Suk Reserve; to the western shore of Lake Baringo; thence by the Lake shores Southerly to Kampi ya Samaki; thence by a line Westerly to Hill 4913; thence by a line Southerly to Hill 3663 and onwards through Hills 3709, 4387 to a point where the Ravine-Baringo Road intersects the Molo River; thence by a line Easterly to Hill 4457; thence by a line South-easterly to the North-easterly corner of L.O. No. 2689; thence by the Northerly boundary of that L.O. No. to its North-westerly corner; thence by the Westerly boundaries of L.O. Nos. 2689, 2688, 2682, 2681, 2680 to the South-westerly corner of 2680; thence by a line Westerly to the North-easterly corner of L.O. No. 662; thence by the generally Northerly and Westerly boundaries of L.O. Nos. 662, 661, 483 to the North-easterly corner of L.O. No. 488; thence by the generally Northerly boundaries of L.O. Nos. 488, 494, 497 to Tiggeri River; thence by that River up-stream to the point of commencement.

PROCLAMATION No. 179.

S. 1967

THE DISEASES OF ANIMALS ORDINANCE,  
1906.

## PROCLAMATION.

IN EXERCISE of the powers thereunto enabling me I hereby declare the following farm in the Naivasha Province to be an infected area (Contagious Bovine Pleuro-pneumonia) for the purposes of the aforesaid Ordinance.

Farm No. 53, Miss Cloete, Uasin Gishu.

Given under my hand at Nairobi this 9th day of December, 1921.

W. KENNEDY,  
*Chief Veterinary Officer.*

PROCLAMATION No. 180.

S. 1967.

THE DISEASES OF ANIMALS ORDINANCE,  
1906.

## PROCLAMATION.

IN EXERCISE of the powers thereunto enabling me I hereby declare that the following Proclamation be revoked.

Proclamation No. 109 dated the 29th day of July, 1921 [Declaring Farm No. 2971, Shamba Flax & Land Development Co., Ltd., Eldalat Estates, Eldoret, to be an infected area (Rinderpest)].

Given under my hand at Nairobi this 9th day of December, 1921.

W. KENNEDY,  
*Chief Veterinary Officer.*

GOVERNMENT NOTICE No. 464.

S. 808.

THE DISEASES OF ANIMALS  
ORDINANCE, 1906.

## RULES.

IN EXERCISE of the powers conferred upon him by the Diseases of Animals Ordinance, 1906, His Excellency the Governor has been pleased to make the following Rules:—

(1) These Rules may be cited as "The Diseases of Animals (Scale of Fees) Amendment Rules, 1921," and shall be read as one with the "Diseases of Animals Rules, 1918" and with "The Supply of Veterinary Laboratory Products and Inoculation Rules, 1920."

(2) The Scale of Fees in Schedule A to the Diseases of Animal Rules, 1918, and in the Schedule to the supply of Veterinary Laboratory Products and Inoculation Rules, 1920, shall be and is hereby amended as follows:—

After the words "Testing with Tuberculin" where they occur in the said Schedules, insert in brackets ("imported cattle").

For "Fls. 2 per head" opposite the words "Double inoculation against Rinderpest when done in dealing with an outbreak of Rinderpest" where they occur in the said Schedules, "Fls. 1 Cents 25 per head" shall be substituted.

For "Cents 50 per 20 c.c." opposite the words "Anti Rinderpest Serum" where they occur in the said Schedules, "Fls. 1 per 50 c.c." shall be substituted.

By Command of His Excellency the Governor.  
Nairobi,

The 24th day of October, 1921.

G. A. S. NORTHCOTE,  
*for Acting Colonial Secretary.*

GOVERNMENT NOTICE No. 465. S. 17402/2.

## THE INDIAN POST OFFICE ACT, 1898.

and

THE POST OFFICE AMENDMENT  
ORDINANCE, 1919.

## RULES.

IN EXERCISE of the powers conferred upon the Governor-in-Council by the Indian Post Office Act, 1898, as applied to the Colony and Protectorate, and the Post Office Amendment Ordinance, 1919, and all other powers him thereunto enabling His Excellency the Governor-in-Council has been pleased to make the following Rules:—

(1) These Rules may be cited as the "Telegraph Money Order Rules, 1921," and shall come into force with effect from the 1st day of January, 1922.

(2) There shall be chargeable in respect of an inland Telegraph Money Order, in addition to the commission for an ordinary inland Money Order and telegraph charges at ordinary rates for the telegram of advice, a special supplementary fee of 25 cents.

(3) There shall be chargeable in respect of the issue of a Telegraph Money Order payable in the United Kingdom, in addition to the commission chargeable on an ordinary Money Order issued on the United Kingdom and the charge for the telegram of advice, a special supplementary fee of 50 cents.

By command of His Excellency the Governor-in-Council.

Nairobi,

The 14th day of December, 1921.

H. MALPASS,

Clerk to the Executive Council.

GOVERNMENT NOTICE No. 466. S. 16390/1.

## THE INDIAN TELEGRAPH ACT, 1885.

## RULES.

## THE TELEGRAPH RULES (No. 2), 1921.

IN EXERCISE of the powers conferred upon the Governor-in-Council by the Indian Telegraph Act, 1885, as applied to the Colony and Protec-

torate, His Excellency the Governor-in-Council has been pleased to make the following Rules:—

1. These Rules may be cited as the "Telegraph Rules (No. 2), 1921."

2. On and after the 1st December, 1921, the telegraph rates *via* "Overland Service" from the Colony and Protectorate of Kenya for the following places shall be:—

NAME OF PLACE.	PLAIN LANGUAGE.		CODE.		PRESS.	
	Rate per word.	Minimum number of words.	Rate per word.	Minimum number of words.	For 1st 48 words.	Each additional 4 words.
Belgian Congo— <i>Via</i> Broken Hill (Bukawa, Elizabethville, Kambove, Likassi, Sakandi) ... ..	0 80	12	1 10	12	13 20	1 10
Belgian Congo— <i>Via</i> Broken Hill (Albertville, Bunia, Kabalo, Kasongo, Kikonji, Kindu, Kongalo, Lusamba, Stanleyville) ... ..	0 90	12	1 20	12	14 20	1 20
African Trans-Continental Telegraph Company's Offices—in Nyasaland and Northern Rhodesia, (Fife, Abercorn, Kasama, Fort Jameson, Blantyre, Chintechte, Dedza, Dowa, Fort Johnston, Karonga, Kotakota, Liwonde, Ntakataka, Zomba) ... ..	0 60	12	0 80	12	10 70	0 90
Northern Rhodesia—(excluding Fife, Abercorn, Kasama and Fort Jameson)...	0 70	12	0 90	12	11 20	0 95
Shire Highland Railway Offices (Chiromo, Limbe, Luchenza, Mikalongwe, Mlanje Road, Port Herald) ... ..	0 60	12	0 80	12	10 70	0 90
Beira Railway Company's Offices (Amatongas, Bandula, Beira (Town) Beira (Station), Macequece, Ponte De Pungwe, Villa Machado, Villa Pery) ... ..	0 70	12	0 95	12	11 70	1 00
Portuguese East Africa—excluding Beira Railway Offices ... ..	0 70	12	0 90	12	11 45	0 95
Southern Rhodesia and Bechuanaland Protectorate ... ..	0 70	12	0 90	12	11 20	0 95
Union of South Africa and South West Africa Protectorate ... ..	0 70	12	0 90	12	11 45	0 95
Kasanga (Tanganyika Territory) ... ..	0 40	12	0 50	12	8 00	0 70

By Command of His Excellency the Governor-in-Council.

Nairobi,

The 14th day of December, 1921.

H. MALPASS,

Clerk to the Executive Council.

GOVERNMENT NOTICE No. 467.

## ORDER-IN-COUNCIL.

At the Court at *Buckingham Palace*, the 11th day of *October*, 1921.

PRESENT,

The KING's Most Excellent Majesty in Council.

WHEREAS in pursuance of the powers conferred on Him by the Treaty of Peace Act, 1919, and the Treaties of Peace (Austria and Bulgaria) Act, 1920, His Majesty in Council was pleased to make the Treaty of Peace Order, 1919, the Treaty of Peace (Austria) Order, 1920, and the Treaty of Peace (Bulgaria) Order, 1920, and various Orders amending the aforesaid Orders:

And whereas it is expedient that the aforesaid Orders as amended should be further amended in manner hereinafter appearing:

And whereas in pursuance of the powers conferred on Him by the Treaty of Peace (Hungary) Act, 1921, His Majesty in Council was pleased to make the Treaty of Peace (Hungary) Order,

1921, and it is expedient that that Order should be amended in manner hereinafter appearing:

Now, therefore, His Majesty, by and with the advice of His Privy Council, is pleased to order, and it is hereby ordered as follows:—

1. The provisions of the Treaty of Peace Order, 1919, the Treaty of Peace (Austria) Order, 1920, and the Treaty of Peace (Bulgaria) Order, 1920, as amended, and the Treaty of Peace (Hungary) Order, 1921, mentioned in the first column of Part I, Part II, Part III, and Part IV of the Schedule to this Order, shall be amended in the manner shown in the second column of the several parts of that Schedule.

2. This Order may be cited as the Treaties of Peace Orders (Amendment) Order, 1921, and shall be included amongst the Orders which may be cited as the Treaty of Peace Orders, 1919 to 1921, the Treaty of Peace (Austria) Orders, 1920 to 1921, and the Treaty of Peace (Bulgaria) Orders, 1920 to 1921: and the Treaty of Peace (Hungary) Order, 1921, and this Order may be cited together as the Treaty of Peace (Hungary) Orders, 1921.

ALMERIC FITZROY.

## SCHEDULE.

## PART I.

*Treaty of Peace Order, 1919, as Amended.*

Article.	Nature of Amendment.
1 (xvii.) ...	At the end of paragraph (aa) the following words shall be inserted:— “The Lord Chancellor or, in Scotland, the Court of Session may make rules or act of sederunt regulating the procedure under this paragraph, and any such rules or act of sederunt may determine the court or judge before whom applications under this paragraph may be made.”

## PART II.

*Treaty of Peace (Austria) Order, 1920, as Amended.*

Article.	Nature of Amendment.
1 (x) ...	In paragraph (ee) for the words “an Austrian national” there shall be substituted the words “a national of the former Austrian Empire.” At the end of paragraph (g) the following words shall be inserted:— “The Lord Chancellor or, in Scotland, the Court of Session may make rules or act of sederunt regulating the procedure under this paragraph, and any such rules or act of sederunt may determine the court or judge before whom applications under this paragraph may be made.”

## PART III.

*Treaty of Peace (Bulgaria) Order, 1920, as Amended.*

Article.	Nature of Amendment.
1 (ii) ...	At the end of paragraph (h) the following words shall be inserted:— “The Lord Chancellor or, in Scotland, the Court of Session may make rules or act of sederunt regulating the procedure under this paragraph, and any such rules or act of sederunt may determine the court or judge before whom applications under this paragraph may be made.”

## PART IV.

*Treaty of Peace (Hungary) Order, 1921.*

Article.	Nature of Amendment.
1 (x) ...	In paragraph (f) for the words “a Hungarian national” there shall be substituted the words “a national of the former Kingdom of Hungary.” At the end of paragraph (i) the following words shall be inserted:— “The Lord Chancellor or, in Scotland, the Court of Session may make rules or act of sederunt regulating the procedure under this paragraph, and any such rules or act of sederunt may determine the court or judge before whom applications under this paragraph may be made.”

## GOVERNMENT NOTICE No. 468.

## CONFIRMATION OF ORDINANCES.

## NOTICE.

The Secretary of State for the Colonies has been pleased to notify that His Majesty's power of disallowance will not be exercised with respect to the undermentioned Ordinances:—

S. 21488.

"An Ordinance to Define the term "Native" and to apply the provisions of Law applicable to Natives to certain other Persons."

(No. XXVI of 1921)

S. 19224.

"An Ordinance to Amend the Vagrancy Ordinance, 1920."

(No. XXXII of 1921.)

S. 1621/IV.

"An Ordinance to amend the Native Hut and Poll Tax Ordinance, 1910."

(No. XXXIV of 1921).

S. 18723.

"An Ordinance to Amend the Administrator General's Ordinance, 1919."

(No. XXXVII of 1921).

By Command of His Excellency the Governor.

Nairobi,

Dated this 15th day of December, 1921.

G. A. S. NORTHCOTE,  
*for Colonial Secretary.*

## GOVERNMENT NOTICE No. 469.

S. 2577.

## ITALIAN CONSULATE, MOMBASA.

IT is hereby notified for general information that owing to the departure of Cav. Giorgio Raddi, the duties of Royal Consular Agent for Italy at Mombasa will be performed by Signor Mario Cattaneo.

Nairobi,

Dated the 13th December, 1921.

G. A. S. NORTHCOTE,  
*for Colonial Secretary.*

## GENERAL NOTICE No. 1359.

## POST OFFICE NOTICES.

## ARRIVAL OF KENYA MAILS IN ENGLAND.

IT is notified for general information that the mails despatched from Mombasa on the 15th ultimo arrived in England on the 11th instant.

IT is notified for general information that the mails despatched from Mombasa on the 25th ultimo arrived in England on the 17th instant.

General Post Office, Nairobi,

19th December, 1921.

L. J. E. DENCH,  
*For Acting Postmaster General,  
Colony and Protectorate of Kenya,  
and Uganda Protectorate.*

## GENERAL NOTICE No. 1360.

## NOTICE.

## SUPREME COURT VACATION.

1. The vacation will commence on the 20th day of December, 1921, and will terminate on the 31st day of January, 1922.

2. During the Vacation the Supreme Court will sit for the transaction of business of an urgent nature only.

3. During the Vacation the Resident Magistrates at Mombasa, Nairobi, and Senior Commissioner, Nakuru, and the Resident Commissioner, Kisumu, will only hear Police Cases and Civil Cases of an urgent nature or those in which Advocates are not engaged.

His Majesty's Supreme Court of Kenya,

Mombasa,

12th December, 1921.

L. LLOYD-BLOOD,  
*Registrar, Supreme Court.*

## GENERAL NOTICE No. 1361.

## MINING ORDINANCE, 1912.

## SOLE PROSPECTING LICENCES 34, 35, 36.

THE above licences have been granted to Sir Northrup McMillan for one year from the 18th December, 1921, over a total area of fifteen square miles near Lolgorien Hill in the Masai Reserve, the area being delineated on a map No. M. 253 C. deposited with the Commissioner of Mines.

Sole licences Nos. 26 and 27 (Notice No. 197 in the *Official Gazette* of the 23rd February, 1921) and No. 29 (Notice No. 438 in the *Official Gazette* of the 20th April, 1921) have been cancelled as from the 18th December, 1921.

Nairobi,

14th December, 1921.

A. E. TOWNSEND,  
*Acting Commissioner of Mines.*

## GENERAL NOTICE No. 1322.

## NOTICE.

IN view of the close of the financial year on 31st December, 1921, it is requested that all merchants and others having any claims against the Government of the Colony and Protectorate of Kenya will render the same to the Department concerned before 24th December, 1921.

Nairobi,

29th November, 1921.

W. A. KEMPE,  
*Treasurer.*

## GENERAL NOTICE No. 1362.

## IN THE DISTRICT REGISTRY OF H.M. SUPREME COURT OF THE COLONY AND PROTECTORATE OF KENYA AT KISUMU.

## INSOLVENCY JURISDICTION.

CAUSE No. 7 OF 1921.

RE: E. A. FONTAINE &amp; R. BATTLE, TRADING AS FONTAINE &amp; BATTLE, DEBTORS.

PURSUANT to a petition filed by Fontaine &amp; Battle on the 9th day of July, 1921.

On reading the said petition and hearing the said R. Battle on behalf of the of the firm, the above-named Debtors and F. Hopley, Esq., Advocate on their behalf and the Creditor, W. S. Schofield representing Dr. J. E. Hamnigan of Nairobi.

It is ordered that the Debtors be, and the said Debtors are hereby adjudged Insolvents. And whereas it appears to the Court that the Appointment of a Receiver of the property of the said Insolvents is necessary.

It is also ordered that a receiving order be made against the Insolvents, and a receiving order is hereby made against the said Insolvents and J. L. Riddoch of Kisumu is hereby appointed Receiver of the property of the said Insolvents.

And it is further ordered that the said Receiver's remuneration be fixed at 5% on the total amount realized, less any sum paid to Creditors out of the proceeds of their Securities.

All persons claiming to be Creditors of the above-named Insolvents must file particulars of their claims in writing supported by affidavit together with any document on which they rely in proof of their claims on or before the 28th day of February, 1922, with the District Registrar of Supreme Court at Kisumu, after which date the Court will proceed to settle the Schedule of the names of and debts severally due to such Creditors and any persons having in their possession any property or monies belonging or due to the said Insolvents should forthwith hand over or pay same to the said Receiver.

Given under my hand and seal of this Court this 2nd day of November, 1921.

J. W. BARTH.  
*Chief Justice.*  
(on circuit).

## GENERAL NOTICE No. 1363.

## IN THE DISTRICT REGISTRY OF H.M. SUPREME COURT OF THE COLONY AND PROTECTORATE OF KENYA AT KISUMU.

## INSOLVENCY JURISDICTION.

CAUSE No. 8 OF 1921.

RE: MAHIDASS s/o NARAN, DEBTOR.

PURSUANT to a petition filed by Mahidass s/o Naran on the 11th day of October, 1921.

On reading the said petition and hearing the said Mahidass s/o Naran, the above-named Debtor and F. Hopley, Esq., Advocate on his behalf and the Creditor, Mr. Oliver Percival Matthews, Manager of The Standard Bank of South Africa, Ltd., of Kisumu.

It is ordered that the Debtor be, and the said Debtor is hereby adjudged Insolvent. And whereas it appears to the Court that the Appointment of a Receiver of the property of the said Insolvent is necessary.

It is also ordered that a receiving order be made against the Insolvent, and a receiving order is hereby made against the said Insolvent and Gordon John Laing of Kisumu is hereby appointed Receiver of the property of the said Insolvent.

And it is further ordered that the said Receiver's remuneration be fixed at 5% on the total amount realized, less any sums paid to the Creditors out of the proceeds of their Securities.

All persons claiming to be Creditors of the above-named Insolvent must file particulars of their claims in writing supported by affidavit together with any document on which they rely in proof of their claims on or before the 31st day of January, 1922, with the District Registrar of Supreme Court at Kisumu, after which date the Court will proceed to settle the Schedule of the names of and debts severally due to such Creditors and any persons having in their possession any property or monies belonging or due to the said Insolvents should forthwith hand over or pay same to the said Receiver.

Given under my hand and seal of this Court this 2nd day of November, 1921.

J. W. BARTH.  
*Chief Justice.*  
(on circuit).

## GENERAL NOTICE No. 1364.

## IN H.M. SUPREME COURT OF THE COLONY AND PROTECTORATE OF KENYA, AT MOMBASA.

## INSOLVENCY JURISDICTION.

CAUSE No. 28 OF 1921.

RE: (1) ESMAILJI ESSAJI, GULAMHUSSEIN ESMAILJI AND MOHAMEDALI ESMAILJI TRADING AS:—ALIBHAI ESMAILJI AND COY.

(2) GULAMHUSSEIN ESMAILJI JAFFERJI, AND MOHAMEDALI ESMAILJI ESSAJI TRADING AS GULAMHUSSEIN MOHAMEDALI AND COY.

EX-PARTE THE CREDITOR ARJAN GOVIND.

To all whom it may concern.

NOTICE is hereby given that the petition of Arjan Govind, the above-named Creditor, for an order that Alibhai Esmailji and Coy. and Gulhamhussein Mohamedali and Coy., the above-named Debtors be declared Insolvents under the Provincial Insolvency Act, 1907, will be heard at Mombasa on the 29th day of December, 1921.

L. LLOYD-BLOOD,  
*Registrar.*  
*Supreme Court of Kenya.*

## GENERAL NOTICE No. 1365.

## IN H.M. SUPREME COURT OF THE COLONY AND PROTECTORATE OF KENYA, AT NAIROBI.

## INSOLVENCY JURISDICTION.

CAUSE No. 57 OF 1921.

IN THE MATTER OF:—MULJI s/o MADHOWJI, ODHOWJI s/o MADHOWJI AND MAGANLAL MDHOWJI TRADING AS MULJI ODHOWJI &amp; BROS., DEBTORS.

PURSUANT to a Petition dated the 17th day of October, 1921, by the above-named creditor Abdulrasul Alidina Visram through his Manager Papat Premji, merchant of Nairobi and elsewhere against the above-named debtors Mulji s/o Madhowji Odhowji s/o Madhowji and Maganlal Mdhowji trading as Mulji Odhowji &amp; Bros., merchants of Nairobi and elsewhere and on the application of the said creditor and on reading the said petition and hearing Potat s/o Premji, Manager of the said Abdulrasul Alidina Visram, petitioning creditor, and Mulji s/o Madhowji one of the debtors it is ordered that the debtors be and the said debtors are hereby adjudicated insolvents.

Given under my hand and the Seal of the Court this 11th day of November, 1921.

C. M. BARTON,  
*Acting Judge.*

## GENERAL NOTICE No. 1366.

## IN H.M. SUPREME COURT OF THE COLONY AND PROTECTORATE OF KENYA, AT NAIROBI.

## INSOLVENCY JURISDICTION.

CAUSE No. 70 OF 1921.

IN THE MATTER OF:—JANMAHOMED ALIBHAI, DEBTOR.

To all whom it may concern.

NOTICE is hereby given that the petition of the above-named debtor Janmahomed Alibhai of Nairobi, for an order adjudicating him an Insolvent under the Provincial Insolvency Act (No. III of 1907) will be heard at Nairobi on the 3rd day of February 1922 at 10.30 a.m.

Dated this 14th day of December, 1921.

E. S. C. BROOKS,  
*Deputy Registrar.*

## GENERAL NOTICE No. 1367.

## IN H.M. SUPREME COURT OF THE COLONY AND PROTECTORATE OF KENYA,

## IN THE DISTRICT DELEGATE'S COURT AT ELDORET.

## PROBATE AND ADMINISTRATION.

CAUSE No. 3 OF 1921.

IN THE MATTER OF THE ESTATE OF HERMANUS ENGELBRECHT J. SON, OF FARM 140 UASIN GISHU, DECEASED.

To all whom it may concern.

PURSUANT to an Order of the District Delegate at Eldoret dated the 20th day of June, 1921 whereby Probate of the Will and Codicil of the late Hermanus Engelbrecht J. Son late of Farm No. 140 Uasin Gishu District was granted to Marthinus Johannes Christoffel Fourie and Christoffel Bernardus Enslin both of Eldoret Uasin Gishu District. Take notice that all persons having any claims against the estate of the above-named are hereby required on or before the 30th day of January, 1922 to lodge their claims with the undersigned Solicitors for the Executors after which date no claims will be entertained and the estate will be distributed according to law.

Dated at Eldoret the 19th day of December, 1921.

CROXFORD & EDWARDS,  
*Solicitors for the Executors.*

## GENERAL NOTICE No. 1368.

IN THE DISTRICT DELEGATE'S COURT AT  
ELDORET.

## PROBATE AND ADMINISTRATION.

CAUSE No. 8 OF 1921.

IN THE MATTER OF P. G. VISAGIE.

To all whom it may concern.

TAKE NOTICE that the account of the estate of the above-named P. G. Visagie, deceased, has been lodged with me and that I have appointed the 9th day of January, 1922, at 2 o'clock for passing of such account.

Eldoret.

10th December, 1921.

H. E. WELBY,  
*District Delegate, Eldoret.*

## GENERAL NOTICE No. 1369.

IN H.M. SUPREME COURT OF THE COLONY AND  
PROTECTORATE OF KENYA, AT NAIROBI.

## PROBATE AND ADMINISTRATION.

CAUSE No. 38 OF 1921.

IN THE MATTER OF LAURENCE MOOIJAAART, DECEASED.

PURSUANT to an Order of the Supreme Court at Nairobi made on the 1st day of December, 1921, whereby Letters of administration with exemplification of the Will annexed of the estate of the said Laurence Mooijaart, deceased, were granted to Ambrose Smith, Esq., of Nairobi in the said Colony.

Take notice that all persons having any claims against the estate of the said Laurence Mooijaart deceased are required to lodge and prove such claims before the undersigned at their offices, Government Road, Nairobi, on or before the 15th day of January, 1922, after which date only the claims so proved will be paid and the estate distributed according to law.

Dated at Nairobi this 10th day of December, 1921.

HARRISON, CRESSWELL & HOPLEY,  
*Advocates and Solicitors.*

## GENERAL NOTICE No. 1370.

## PROBATE AND ADMINISTRATION.

CAUSE No. 111 OF 1921.

IN THE MATTER OF BHULLA SINGH s/o NATHA SINGH,  
DECEASED.

To all whom it may concern.

TAKE NOTICE that on or after the 5th day of January, 1922 I intend to apply to the Supreme Court of the Colony and Protectorate of Kenya at Mombasa for an order to administer the estate of the above-named Bhulla Singh s/o Natha Singh, who died at Nairobi on the 21st day of October, 1921.

Mombasa.

16th December, 1921.

J. W. H. PARKINSON,  
*Administrator General.*

## GENERAL NOTICE No. 1371.

IN H.M. SUPREME COURT OF THE COLONY AND  
PROTECTORATE OF KENYA, AT MOMBASA.

## PROBATE AND ADMINISTRATION.

SUPREME COURT CAUSE No. 120 OF 1921.

ADMINISTRATOR GENERAL'S CAUSE No. 112 OF 1921.

IN THE MATTER OF MARGARET CAMERON, DECEASED.

To all whom it may concern.

WHEREAS the late Margaret Cameron died on the 26th day of June, 1919, and whereas the probate of the Will of the late Margaret Cameron, lodged by the undersigned, was resealed in the Supreme Court of the Colony of Kenya on the 15th day of December, 1921.

Take notice that all persons having any claims against the estate of the said Margaret Cameron are required to lodge and prove such claims before me the undersigned on or before the 21st day of January, 1922, after which date only the claims so proved will be paid and the estate distributed according to law.

Mombasa,

15th December, 1921.

J. W. H. PARKINSON,  
*Administrator General.*

## GENERAL NOTICE No. 1372.

## PROBATE AND ADMINISTRATION.

CAUSE No. 121 OF 1921.

IN THE MATTER OF DOMINGO FERNANDES, DECEASED.

To all whom it may concern.

TAKE NOTICE that on or after the 5th day of January, 1922 I intend to apply to the Supreme Court of the Colony and Protectorate of Kenya at Mombasa for an order to administer the estate of the above-named Domingo Fernandes who died at Kisumu on the 2nd day of November, 1921.

Mombasa,

16th December, 1921.

J. W. H. PARKINSON,  
*Administrator General.*

## GENERAL NOTICE No. 1373.

## PROBATE AND ADMINISTRATION.

CAUSE No. 122 OF 1921.

IN THE MATTER OF ZAMAN ALLI s/o GULAM MOHAMED,  
DECEASED.

To all whom it may concern.

TAKE NOTICE that on or after the 5th day of January, 1922 I intend to apply to the Supreme Court of the Colony and Protectorate of Kenya at Mombasa for an order to administer the estate of the above-named Zaman Alli s/o Gulam Mohamed who died at India on the 8th day of October, 1921.

Mombasa.

16th December, 1921.

J. W. H. PARKINSON,  
*Administrator General.*

## GENERAL NOTICE No. 1374.

IN H.M. SUPREME COURT OF THE COLONY AND  
PROTECTORATE OF KENYA, AT MOMBASA.

## PROBATE AND ADMINISTRATION.

CAUSE No. 129 OF 1921.

IN THE MATTER OF THE ESTATE OF MWANA MALINDI BINTI  
MBWARAPUNDI OF MOMBASA, DECEASED.

NOTICE is hereby given that on the 28th day of December, 1921, I purpose to appoint Sayed Mohamed bin Abubakari to be the Wasi of the estate of the late Mwana Malindi binti Mbwarapundi of Mombasa.

If any person objects to the proposed appointment he must give me notice of his objection before the expiration of this notice.

Mombasa,

8th December, 1921.

G. H. PICKERING,  
*Judge.*

## GENERAL NOTICE No. 1375.

## NOTICE.

To all whom it may concern.

NOTICE is hereby given that the Power of Attorney given by Kenneth Wiggins, to Captain J. Erwin Campbell of Nanyuki in or about the month of March last has been cancelled and that the said Captain J. Erwin Campbell has no authority as the attorney of the said Kenneth Wiggins or otherwise to represent the said Kenneth Wiggins in any transaction matter or thing whatsoever.

Dated this 14th day of December, 1921.

ALLEN & HAMILTON,  
*Solicitors of the said Kenneth Wiggins.*

## GENERAL NOTICE No. 1306.

## NOTICE.

## TENDERS FOR MUERI TIMBER.

TENDERS are invited for the purchase of approximately two hundred (200) Mueri trees standing in the forest in the Lari District, about 2½ miles from Uplands Station.

The basis of tender to be a royalty payment per cubic foot, ¼ girth measurement of the logs after the trees have been felled.

The top and lop will be sold separately as fuel.

All trees must be felled and the logs removed within 9 months of acceptance of tender and with as little damage as possible to standing trees or crops on the area.

All logs must be paid for before removal.

The successful tenderer will be required to deposit a sum of two hundred florins (Fls. 200/-) with the undersigned before the issue of a licence,

the sum so deposited will be held as security for the due performance and observance of the terms and conditions of the licence and in the event of any breach thereof of which the undersigned shall be the sole judge the deposit shall be forfeited to the Government but in the event of the terms and conditions of the licence being duly performed and observed the deposit will be refunded to the depositor on the expiration of the licence but without interest.

The trees may be inspected by arrangement with the Forester, Lari, P. O. Uplands.

Tenders will be received up till the 31st December, 1921.

The highest or any tender will not necessarily be accepted.

Nairobi,  
28th November, 1921.

E. BATTISCOMBE,  
*Conservator of Forests.*

## GENERAL NOTICE No. 1376.

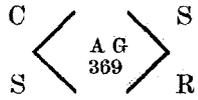
## NOTICE.

NOTICE is hereby given that the undermentioned goods will be sold by public auction at the Kismayu Custom House, on the 23rd January, 1922, if not claimed before that date, and the proceeds will be applied first to the payment of freight and charges and next of duties.

The surplus, if any, will be paid to the proprietor of the goods on his application in writing for the same within 12 months from the date of sale, but if on the expiration of that time no such application shall have been made the surplus will be forfeited and will be applied as if it had been originally paid as the duty due and payable.

Custom House,  
Mombasa, 14th December, 1921.

F. W. MAJOR,  
*Commissioner of Customs, Colony and Protectorate  
of Kenya and Uganda Protectorate.*

Date.	Steamer.	Marks.	Number and description of goods.	Remarks.
1921				
May 27th	Tuna @ Mombasa	G. F. K. Ball	1 case potatoes (empty)	Cargo
June 13th	Roma @ Italy	S. S.	7 cases beer	Cargo
June 30th	Calicut @ Mombasa	Miss Chadwick	1 case paint	Baggage
June 30th	Calicut @ Mombasa		1 case merchandise	Cargo.

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	Fls. Cts.
Price of one copy between 1 and 3 months old ... ..	0 30
do. do. 3 and 6 do. ... ..	0 50
do. do. 6 months and 1 year old ... ..	1 00
do. do. 1 and 2 years old ... ..	1 50
do. over 2 years old ... ..	2 00

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*All Notices and Advertisements must be prepaid. To save delay, Notices and Advertisements sent direct by post should be accompanied by remittance.*

*Matter for publication should reach the Editor not later than 3 o'clock on Monday afternoon in each week.*

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**NOTICE.**

COPIES of Ordinances and Regulations, Volume XXII, 1920, can be obtained from the Government Press. Price Fls. 7/50 per copy.