



THE
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OF THE
COLONY AND PROTECTORATE OF KENYA.

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GOVERNMENT NOTICE No. 339.

ARRIVALS.

Name.	Rank.	From leave or on 1st Appointment.	Date of leaving England.	Date of Embarkation.	Date of arrival at Kilindini
Miss E. Preston	Postal Clerk	Leave	13th May 1927		12th June, 1927
A. Carriline	Junior Postmaster	do	do		do
C. A. Frost	Asst. Inspector, Police	do	do		do
E. J. Davies	Crown Counsel	1st appt.	do		do
T. D. H. Bruce	Solicitor General	do	20th May, 1927	21st May, 1927*	do
A. Beacham	Asst. Chief Storekeeper, Kenya and Uganda Railway	Leave	13th May, 1927	13th May, 1927	do
F. Gray	Second Engineer, K. & U. Rly.	1st appt.	do	do	do
Kenneth Cockle	Asst. Engineer, K. & U. Rly.	do	do	do	do

* Date of leaving Marseilles.

DEPARTURES.

Name.	Rank.	On leave or termination of appointment.	Date of Departure.
L. R. Barton	Asst. Auditor	Leave	11th June, 1927
H. O. Jones	Town Clerk, Mombasa	do	do
E. D. Theunissen	Asst. Supdt. Police	do	do
A. E. Faithful	Telegraph Inspector	do	do
S. M. Jackson	Sanitary Inspector	do	do
W. E. Walker	Inspector, (Workshop), K. & U. Rly.	do	do
Stewart Fraser	Arizan 1st class, K. & U. Rly.	do	do
B. M. Carter	Chief Storekeeper, K. & U. Rly.	do	do
A. J. Mathews	Fireman, K. & U. Rly.	do	do
Lt Comdr E. C. Bosanquet, R.N., (Retired)	Commander, Lake Steamers, K. & U. Rly.	do	do
F. G. W. Lambert	Clerk, Kenya and Uganda Railway	Termination of Services	do
J. E. Burward	do do	Leave	do
E. H. Fletcher	Jr Clerk, K. & U. Rly.	do	do
H. S. O'Connell	Fireman, K. & U. Rly.	do	do
C. A. G. Jouanno	Sr Draughtsman, K. & U. Rly.	do	do
E. S. Faulconer	Asst Engineer, K. & U. Rly.	do	do
A. Pycroft	Piermaster, Kenya and Uganda Railway	do	18th June, 1927.

APPOINTMENTS.

MAJOR CLARENCE EDWARD VICTOR BUXTON, M.C., to be Acting District Commissioner, West Suk District, with effect from 10th June, 1927.

ERNEST DOUGLAS EMLEY, to be Acting District Commissioner, Malindi District, with effect from 11th June, 1927.

DENIS MCKAY, to be Assistant District Commissioner-in-Charge, Lamu District, as from 11th June, 1927.

S. 20064/2.

REGINALD GEORGE FORBES-BASSETT, to be a Probationary Assistant Superintendent of Police, with effect from 14th June, 1927.

HAROLD EDWIN GOODSHIP, Chief Accountant, to be Acting General Manager, with effect from 20th June, 1927.

SYDNEY NEAL FAULKNER, O.B.E., Deputy Chief Accountant, to be Acting Chief Accountant, with effect from 20th June, 1927.

BENJAMIN BECKETT THORNTON, Clerk, to be Acting Assistant Accountant, with effect from 20th June, 1927.

HAROLD GILBERT WHITE, to be Assistant Engineer, with effect from 18th March, 1927.

KENNETH BERNARD COCKLE, to be Assistant Engineer, with effect from 13th May, 1927.

J. E. S. MERRICK,
for Acting Colonial Secretary

Colony and Protectorate of Kenya.

AN ORDINANCE

No. 11 OF 1927.

Assented to in His Majesty's name this twenty-fifth day of June, 1927.

EDWARD DENHAM,
Acting Governor.

[25TH JUNE, 1927.] Date of Assent.

An Ordinance for regulating Pensions, Gratuities and other Allowances to be granted in respect of the Service of European Officers in the Colony and Protectorate of Kenya.

1st April, 1927.

Date of commencement.

WHEREAS it is expedient to make provision by law for the granting of pensions, gratuities or other allowances in respect of the public service of European Officers in Kenya :

BE IT THEREFORE ENACTED by the Governor of Kenya, with the advice and consent of the Legislative Council thereof, as follows :—

1. This Ordinance may be cited as "the European Officers' Pensions Ordinance, 1927," and shall be deemed to have come into operation on the first day of April, 1927.

Short title and commencement.

2. In this Ordinance and the regulations made hereunder—

Definitions.

"European officer" means any officer both of whose parents were of European descent, but includes also any other officer appointed under the conditions of service ordinarily applicable to Europeans. In case of any question or dispute arising as to whether an officer is to be regarded as an European officer for the purpose of this Ordinance or of any regulations made hereunder the decision of the Governor shall be final;

"Pensionable office" means—

(a) in respect of services in Kenya, an office which has been declared by the Governor in Council, with the sanction of the Secretary of State, by a notification published in the Gazette, to be pensionable for the purposes of this Ordinance: Provided that any office declared to be pensionable under this section may be declared at any time by the Governor in Council, with the sanction of the Secretary of State, by a notification published in the Gazette, to be no longer pensionable, due regard being had to existing rights;

(b) in respect of other public services, an office which is a pensionable office under the laws or regulations in force in such services;

“ Pensionable emoluments ” (a) in respect of service in Kenya includes—

- (i) salary,
- (ii) personal allowance,
- (iii) house allowance;

but does not include duty allowance, entertainment allowance or any other emoluments whatever; (b) in respect of other public service means emoluments which count for pension in accordance with the law or regulations in force in such service;

“ Salary ” means the salary attached to an office;

“ Personal allowance ” means a special addition to such salary, granted personally to the holder for the time being of the office;

“ House allowance ” means the estimated value of free quarters as defined in regulation 7 (2) in the Schedule to this Ordinance or any regulation hereafter made amending or substituted for the same;

“ Year ” means a calendar year;

“ Month ” means a calendar month;

“ Secretary of State ” means one of His Majesty’s Principal Secretaries of State;

“ Public service ” means service in a civil capacity under the Government of Kenya or the Imperial Government, or the Government of India or of a British Dominion, Colony or Protectorate or a territory under British mandate, or under the High Commissioner for Transport in Kenya and Uganda, and any such other service as the Secretary of State may determine to be “ public service ” for the purpose of any provision of this Ordinance or the regulations made thereunder;

“ East African Dependencies ” means Kenya, the Uganda Protectorate, the Zanzibar Protectorate, the Nyasaland Protectorate, the Somaliland Protectorate, the Tanganyika Territory, Northern Rhodesia, and the Kenya and Uganda Railway;

“ East African service ” means service in a civil capacity under the administration of one of more of the East African Dependencies;

Service as a Governor or High Commissioner of a British Dominion, Colony or Protectorate, or a territory under British mandate, or as a Governor in India shall be deemed to be “ public service ” except for the purpose of computation of pension or gratuity and of section 10 of this Ordinance;

“ Service of Kenya ” means service in a civil capacity under the Government of Kenya, but does not include service under the High Commissioner for Transport ;

“ Other public service ” means public service not under the Government of Kenya.

3. (1) It shall be lawful for the Governor in Council, with the sanction of the Secretary of State, from time to time to make and when made to vary and revoke regulations for the granting of pensions, gratuities, and other allowances to European officers who have been in the service of Kenya.

Governor in Council may make pension regulations.

Every such regulation when made shall be laid before the Legislative Council and shall be published in the Gazette :

Provided that until varied or revoked by any such regulations the regulations contained in the Schedule to this Ordinance shall be in force.

(2) The said regulations, and any regulations varying or revoking the same as aforesaid, shall have the same force and effect for all purposes as if they were contained in this Ordinance, and the term “ this Ordinance ” shall in the following sections be read and construed accordingly.

4. There shall be charged on and paid out of the revenues of Kenya all such sums of money as may from time to time be granted by the Governor in Council by way of pension, gratuity or other allowance in accordance with this Ordinance.

Pensions, etc., to be charged on revenues of Kenya.

5. (1) No European officer shall have an absolute right to compensation for past services or to pension, gratuity or other allowance ; nor shall anything in this Ordinance contained limit the right of the Crown to dismiss any officer without compensation.

Pensions, etc., not of right.

(2) No European officer shall be granted a pension, gratuity or other allowance without a certificate from the head of his department, or, if he is himself the head of a department, from the Governor, to the effect that he has discharged the duties of his office with such diligence and fidelity as to justify the grant to him of such pension, gratuity or other allowance.

(3) Where it is established to the satisfaction of the Governor in Council that an European officer has been guilty of negligence, irregularity or misconduct, the pension, gratuity or other allowance may, with the approval of the Secretary of State, be reduced or altogether withheld.

6. No pension, gratuity or other allowance shall be granted to any European officer in respect of any service—

Service not qualifying for pension.

(a) while on probation or agreement, unless without break of service he is confirmed in a pensionable office in Kenya or in an office in other public service which is at the time of confirmation pensionable under the pension regulations applicable to such service ; or

(b) while under the age of twenty years.

Circumstances
in which
pension may be
granted.

7. No pension, gratuity or other allowance shall be granted to any European officer except on his retirement from the public service in one of the following cases—

- (a) on or after attaining the age of fifty years, or, in the case of transfer to other public service, on or after attaining the age at which an European officer is permitted by the law or regulations of the service in which he is last employed to retire on pension or gratuity;
- (b) in the case of an officer who was appointed to the service of one of the East African Dependencies before the commencement of this Ordinance, after completing twenty years' East African service: Provided that no such service shall be counted if it is not in itself pensionable or allowed to be reckoned for pension;
- (c) on the abolition of his office;
- (d) on compulsory retirement for the purpose of facilitating improvement in the organisation of the department to which he belongs, by which greater efficiency and economy can be effected;
- (e) on medical evidence to the satisfaction of the Governor in Council or the Secretary of State that he is incapable by reason of some infirmity of mind or body of discharging the duties of his office and that such infirmity is likely to be permanent;
- (f) in the case of removal on the ground of inefficiency as hereinafter provided.

Retirement for
inefficiency.

8. Where an European officer is removed from his office on the ground of his inability to discharge efficiently the duties thereof, and a pension, gratuity or other allowance cannot otherwise be granted to him under the provisions of this Ordinance, the Governor in Council, with the approval of the Secretary of State, may, if he considers it justifiable having regard to all the circumstances of the case, grant such a pension, gratuity or other allowance as he thinks just and proper, but in no case exceeding in amount that for which the officer would be eligible if he were suffering from some infirmity of mind or body likely to be permanent.

Age of
compulsory
retirement.

9. It shall be lawful for the Governor in Council, with the approval of the Secretary of State, to require an European officer to retire from the service of Kenya at any time after he attains the age of fifty years or, in case of an officer who was appointed to the service of one of the East African Dependencies before the commencement of this Ordinance, after he completes twenty years' East African service.

Maximum
pension
grantable.

10. (1) A pension granted to an European officer under this Ordinance shall not exceed two-thirds of the highest pensionable emoluments drawn by him at any time in the course of his service in Kenya.

(2) Where the European officer has been or is granted a pension or pensions in respect of other public service, he may be granted the full pension for which he is eligible in respect of his service in Kenya, but no person may at any time draw from the funds of Kenya an amount of pension which, when added to the amount of any pension or pensions drawn in respect of other public service, exceeds two-thirds of the highest pensionable emoluments drawn by such person at any time in the course of his service in Kenya or in other public service :

Provided that where such a person receives in respect of some period of public service, both a gratuity and a pension, the amount of such pension shall be deemed, for the purpose of this sub-section, to be four-thirds of its actual amount.

(3) In a case falling under the limitation laid down by sub-section (2), the amount of the pension to be drawn from the funds of Kenya shall be subject to the approval of the Secretary of State, in order that it may be determined with due regard to the amount of any pension or pensions similarly to be drawn in respect of other public service.

(4) For the purpose of the preceding sub-sections an additional pension granted in respect of injury shall not be taken into account; but where the officer is granted such an additional pension, the amount of such additional pension which he may draw shall not exceed one-sixth of his highest pensionable emoluments at any time in the course of his public service by more than the sum by which the amount of his pension or pensions, apart from such additional pension, falls short of two-thirds of such highest emoluments.

11. Every pension granted to an European officer shall be subject to the following condition :—

Liability of pensioners to be called upon to take further employment.

Unless or until he has attained the age of fifty years or has completed twenty years' East African service, he may, if physically fit for service, be called upon by the Secretary of State to accept, in lieu of his pension, an office, whether in Kenya or in other public service, not less in value, due regard being had to circumstances of climate, than the office which he had at the date of the grant of his pension.

If a pensioner so called upon declines to accept the office for which he may have been selected, the payment of his pension may be suspended until he has attained the age of fifty years.

12. If any European officer to whom a pension has been granted under this Ordinance is appointed to another office in the service of Kenya, or in any other public service, then during his tenure of such office so much only (if any) of his pension from the funds of Kenya shall be paid to him per annum as, together with—

Pensions affected by re-employment.

(a) the annual emoluments of such office;

(b) any annual amounts received on account of pension in respect of other public service; and

(c) where the officer receives, in respect of some period of public service, both a gratuity and a pension, an annual amount equal to one-third of such pension,

makes up an amount not greater than the highest pensionable emoluments drawn by such officer at any time in the course of his public service :

Provided that—

- (1) where an European officer, in whose case an abatement of pension falls to be made under this section, has been granted a pension or pensions in respect of other public service the amount of pension to be drawn from the funds of Kenya shall be subject to the approval of the Secretary of State, in order that it may be determined with due regard to the amount of any pension or pensions similarly to be drawn in respect of other public service; and
- (2) any bonus or temporary increase, whether on pension or on salary of the new office, granted in view of the high cost of living shall be added to such pension or salary, as the case may be, for the purposes of this section;
- (3) where the new office is that of Governor or High Commissioner of a British Dominion, Colony or Protectorate or a territory under British mandate or that of Governor in India the amount to be taken as the annual emoluments of such office for the purpose of this section shall be determined by the Secretary of State.

Gratuity
affected by
re-employment.

13. If any European officer to whom a gratuity without pension has been granted under this Ordinance is re-appointed to any office in the service of Kenya, his previous service may, with the approval of the Secretary of State, be taken into account for the purposes of pension, if he refunds the gratuity on such re-appointment.

Pensions, etc.,
not to be
assignable.

14. No pension, gratuity or other allowance granted under this Ordinance shall be assignable or transferable, or liable to be attached, sequestered or levied upon for or in respect of any debt or claim whatsoever, other than a debt due to the Government.

Pensions, etc.,
to cease on
bankruptcy.

15. If any European officer to whom a pension or other allowance has been granted under this Ordinance is adjudicated a bankrupt or is declared insolvent by judgment of the Court, then such pension or allowance shall forthwith cease:

Provided always that in any case where a pension or allowance ceases by reason of the bankruptcy or insolvency of the pensioner, it shall be lawful for the Secretary of State from time to time during the remainder of such pensioner's life, or during such shorter period or periods, either continuous or discontinuous, as he shall think fit, to cause all or any part of the moneys to which such pensioner would have been entitled by way of pension or allowance, had he not become a bankrupt or insolvent, to be paid to, or applied for the maintenance and personal support or benefit of all or any, to the exclusion of the other or others, of the following persons, namely, such pensioner and any wife, child or children of his, in such proportions and manner as the Secretary of State thinks proper, and such moneys shall be paid or applied accordingly.

16. If any European officer to whom a pension or other allowance has been granted under this Ordinance is sentenced to a term of imprisonment by any competent Court whether within or without Kenya for any crime or offence then, in every such case, it shall be lawful for the Secretary of State to direct that such pension or allowance shall forthwith cease :

Pensions, etc.,
to cease on
conviction.

Provided always that the pension or allowance shall be restored with retrospective effect in the case of a person who after conviction at any time receives a free pardon :

And provided further that where a pension or allowance ceases for the reason aforesaid it shall be lawful for the Secretary of State to cause all or any part of the moneys to which the pensioner would have been entitled by way of pension or allowance to be paid to or applied for the benefit of any wife, child or children of the pensioner, or, after the expiration of his sentence, also for the benefit of the pensioner himself, in the same manner precisely and subject to the same qualifications and restrictions as in the case of bankruptcy hereinbefore provided.

17. If any European officer to whom a pension or other allowance has been granted under this Ordinance becomes either a director of any company the principal part of whose business is in any way directly concerned with Kenya, or an officer or servant employed in Kenya by any such company, without in every such case the permission of the Governor in writing first had and obtained, then in every such case it shall be lawful for the Governor, with the approval of the Secretary of State, to direct that such pension or allowance shall forthwith cease :

Pensions, etc.,
to cease on
accepting
certain appoint-
ments.

Provided always that it shall be lawful for the Governor with the approval of the Secretary of State, on being satisfied that the person in respect of whose pension or allowance any such direction shall have been given has ceased to be a director of such company or to be employed as an officer or servant of such company in Kenya, as the case may be, to give directions for the restoration of such pension or allowance, with retrospective effect, if he shall see fit, to such a date as he shall specify.

18. Where an European officer holding a pensionable office who is not on probation or agreement dies while in the service of Kenya, and during the five years preceding his death has continuously held pensionable office in Kenya or offices in other public service which were, when he held them, pensionable under the pensions regulations applicable to such service, it shall be lawful for the Governor in Council to grant to his legal personal representative a gratuity of an amount not exceeding one year's pensionable emoluments.

Gratuity to
estate where an
European officer
dies in the
service.

19. (1) Where an European officer holding a pensionable office, who is not serving on probation or agreement, dies as the direct result of injuries received—

Pensions, etc.,
to dependents
when an
European officer
is killed on
duty.

(a) in the actual discharge of his duty ; and

(b) without his own default ; and

(c) on account of circumstances specifically attributable to the nature of his duties,

while in the service of Kenya, it shall be lawful for the Governor in Council, with the approval of the Secretary of State, to grant in addition to the grant, if any, made to his

legal personal representative in accordance with section 18 of this Ordinance—

- (i) if the deceased officer leaves a widow, a pension to the widow, while unmarried and of good character, at a rate not exceeding ten-sixtieths of his pensionable emoluments at the date of the injury or £10 a year, whichever be the greater, and also a gratuity not exceeding £1 multiplied by the total number of their years, starting from their ages at the time of their father's death and ending with 15 years, to each child alive at the date of the father's death, and a gratuity not exceeding £15 to any posthumous child :

Provided that the gratuities so granted shall not in the aggregate be less than £10 nor more than £60 ;

- (ii) if the officer's wife predeceases him or if no pension is granted to her under the preceding paragraph, and he leaves children who would have been eligible for gratuity if a pension had been granted to the widow, gratuities of twice the amount of the gratuities for which they would have been eligible in such circumstances ;
- (iii) if the deceased officer does not leave a widow, and if his mother was wholly or mainly dependent on him for her support, a pension to the mother, while of good character and without adequate means of support, at a rate not exceeding the rate of the pension which might have been granted to his widow :

Provided that—

- (a) if the mother is a widow at the time of the grant of the pension and subsequently remarries, such pension shall cease as from the date of remarriage ; and
- (b) if the mother is not a widow and it appears that the deceased's father is in a position to support her, such pension shall cease from such date as the Secretary of State may determine.

(2) When an European officer who is not qualified for either pension or gratuity dies in the circumstances mentioned in sub-section (1) of this section, it shall be lawful for the Governor in Council, with the approval of the Secretary of State, to grant the pension or gratuities which might have been granted if his case had fallen under sub-section (1), but no grant shall be made under section 18 of this Ordinance.

Application of
Ordinance.

20. The provisions of this Ordinance shall apply to all European officers in the service of Kenya at or after the commencement of the Ordinance, and to all those who, having served in Kenya, have before the commencement of the Ordinance been transferred to other public service and are still in other public service at the commencement of this Ordinance :

Provided that if the Governor in Council is satisfied that any European officer to whom the provisions of this Ordinance apply has received an undertaking that he will be regarded as eligible for pension or gratuity under conditions more favourable to him than those prescribed by this Ordinance, the Governor in Council may direct that his pension or gratuity shall be computed with due regard to such undertaking.

SCHEDULE.

REGULATIONS FOR THE GRANTING OF PENSIONS, GRATUITIES AND
OTHER ALLOWANCES TO EUROPEAN OFFICERS.

PART I.

1. Subject to the provisions of the European Officers' Pensions Ordinance, 1927, hereinafter called "the Ordinance," and of these regulations, every European officer holding a pensionable office in Kenya, who has been in the service of Kenya in a civil capacity for ten years or upwards, may be granted a pension at the rate of one four hundred and eightieth of his pensionable emoluments for each complete month of pensionable service, subject to the limit described in section 10 of the Ordinance. Pensions to whom and at what rates to be granted.
2. Every European officer, otherwise qualified for a pension, who has not completed the minimum period of service qualifying for a pension, may be granted on retirement a gratuity not exceeding five times the annual amount of the pension which if there had been no qualifying period might have been granted to him under regulation 1. Gratuities where length of service does not qualify for pension.
3. Subject to the provisions of section 6 of the Ordinance and of these regulations, service qualifying for pension or gratuity, as the case may be, shall be the inclusive period between the date on which an European officer begins to draw salary or half salary from Kenya funds and the date of his leaving the service of Kenya, without deduction of any period during which he has been absent on leave. Period of service in Kenya qualifying for pension or gratuity defined.
4. Service in respect of which pension or gratuity may be granted must be unbroken except in cases where the service has been interrupted by abolition of office or other temporary suspension of employment not arising from misconduct or voluntary resignation. Service to be unbroken.
5. For the purpose of computing the amount of an European officer's pension or gratuity the following periods shall be taken into account as pensionable service :— Computation of pensions and gratuities.
 - (a) Any periods during which he has been on duty;
 - (b) Any period during which he received half salary from Kenya funds while proceeding to Kenya on first appointment;
 - (c) Any periods during which he has been absent from duty on leave with full or half salary;
 - (d) Any periods during which he has been absent from duty on leave without salary, granted on grounds of public policy with the approval of the Secretary of State, and during which he has not qualified for pension or gratuity in respect of other public service;

And any periods during which he has been absent on leave, other than those specified above, shall be deducted from the European officer's total service in order to arrive at his period of pensionable service.
6. For the purpose of computing the amount of the pension or gratuity of an European officer who, during some period of his service in a pensionable office in Kenya, has been on the active list of the Navy, Army, or of the Royal Air Force, the whole or any part of such period during which no pension contributions have been paid by Kenya, or, if paid, have been refunded, may be taken into account. Computation of pensions and gratuities. Service on the Active List of the Navy, Army or Air Force.

Computation of pensions, etc., on what emoluments to be based.

7. (1) For the purpose of computing the amount of an European officer's pension or gratuity—

- (a) in the case of an officer who has held one office for a period of three years immediately preceding the date of his retirement, the full pensionable emoluments payable to him at that date in respect of that office shall be taken ;
- (b) in the case of an officer who at any time during such period of three years has been transferred from one office to another, but whose pensionable emoluments have not been changed by reason of such transfer or transfers, the full pensionable emoluments payable to him at the date of his retirement in respect of the office then held by him shall be taken ;
- (c) in other cases the average of the full pensionable emoluments payable in respect of each of the offices substantively held by the European officer during his tenure thereof within such period of three years shall be taken :

Provided that if such average is less than the full pensionable emoluments which were payable to him at the date of the first transfer within such period of three years, the Governor in Council may, with the approval of the Secretary of State, grant him a pension calculated upon the full pensionable emoluments payable to him at that date.

(2) The estimated value of free quarters shall be taken as fifteen per centum of the initial salary of the officer's appointment, or of the actual salary if such salary is non-incremental :

Provided that—

- (a) the point in any scale of salary at which an efficiency bar occurs shall for this purpose be regarded as the initial salary of the appointment in the case of any officer who has passed such efficiency bar ;
- (b) the estimated value of free quarters shall not be reckoned as less than £50 per annum, nor, in the case of officers appointed to the service of Kenya after the commencement of the Ordinance, as more than £150 per annum.

Non-pensionable service followed by pensionable service.

8. Only service in a pensionable office shall be taken into account as pensionable service :

Provided that where an unbroken period of service in a civil capacity in an appointment other than a pensionable office is immediately followed by service in a pensionable office in one of the East African Dependencies, such period or any part of such period may, with the approval of the Secretary of State, be so taken into account.

Acting service.

9. Where an European officer has performed acting service in a pensionable office in Kenya, the period of such service may be taken into account as pensionable service :

Provided that—

- (1) the period of such acting service was not part of the pensionable service of the previous holder of the office and does not fall to be reckoned as part of the European officer's own pensionable service in other public service ;
- (2) this period of service is immediately preceded or followed by service in a substantive capacity in a pensionable office in Kenya.

10. If an European officer holding a pensionable office retire or be removed from the service in consequence of the abolition of his office, or for the purpose of facilitating improvements in the organisation of the department to which he belongs, by which greater efficiency and economy can be effected, he may be granted a pension calculated in accordance with regulation 1 :

Abolition or reorganisation of office.

Provided, however, that if he has been in the service of Kenya for less than the qualifying period of ten years, he may be granted a pension calculated in accordance with that regulation as if there had been no qualifying period :

And provided also that the grant of such pension shall be subject to the condition that he shall be liable to be recalled to service in Kenya :

Provided further that if such an European officer is not qualified for other employment in the public service, and if there is no reason, in the opinion of the Governor, to expect that he can be shortly re-employed, a pension may, with the approval of the Secretary of State, be granted to him free from the above-mentioned condition.

11. (1) Where an European officer has been permanently injured—

European officers retiring on account of injuries.

- (a) in the actual discharge of his duty ; and
- (b) without his own default ; and
- (c) by some injury specifically attributable to the nature of his duty, and his retirement is thereby necessitated or materially accelerated, he may, if he is qualified for a pension under regulation 1, be granted, in addition to the pension granted to him under that regulation, an additional pension at the rate of the proportion of his actual pensionable emoluments at the date of his injury appropriate to his case as shown in the following table :—

When his capacity to contribute to his own support is—

slightly impaired :	five-sixtieths.
impaired :	ten-sixtieths.
materially impaired :	fifteen-sixtieths.
totally destroyed :	twenty-sixtieths.

Provided that the amount of the additional pension shall, subject to the approval of the Secretary of State, be reduced to such an extent as the Governor shall think reasonable in the following cases :—

- (a) Where the injured European officer has continued to serve for not less than one year after the injury in respect of which he retires ;
- (b) Where the injured European officer is at the date of injury within ten years of the age at which he may be required to retire ; or
- (c) Where the injury is not the sole cause of retirement, but the retirement is caused partly by age or infirmity not due to the injury :

Provided also that the total amount of the additional pension shall not exceed the amount prescribed in section 10 (4) of the Ordinance.

Pensions to injured European officers where service less than ten years.

(2) An European officer so injured, whose length of service is not such as to qualify him for a pension under regulation 1, but who is qualified for a gratuity under regulation 2, may nevertheless be granted in lieu of such gratuity a pension at the rate of one four hundred and eightieth part of his pensionable emoluments for each complete month of pensionable service together with such additional pension as might be awarded to him under the preceding part of this regulation if he were qualified for pension.

(3) An European officer so injured who is not qualified for either a pension under regulation 1 or a gratuity under regulation 2 may nevertheless be granted a pension of the same amount as the additional pension which he might have been granted if he had been so qualified.

Computation of pensions. Re-employed pensioners.

12. If any European officer to whom a pension has been granted under this Ordinance is appointed to another office in the service of Kenya, and subsequently retires in circumstances in which he may be granted a pension, he may be granted in lieu of his previous pension a pension computed as if the periods of his service had been continuous, and such pension may be based on his pensionable emoluments on his previous or final retirement from the service of Kenya, whichever may be the greater :

Provided that if on his previous retirement he was paid a gratuity and reduced pension, the gratuity to be paid to him on final retirement shall be reduced by the amount of the gratuity already paid.

Gratuities to European officers who have served in a non-pensionable office.

13. (1) In special cases an European officer holding a non-pensionable office may—

(a) if he has served the Government for not less than seven years and is removed in consequence of the abolition of his office, or for the purpose of facilitating improvements in the organisation of the department to which he belongs, by which greater efficiency and economy can be effected; or

(b) if he has served for not less than fifteen years and he retires in any of the cases set out in section 7 of the Ordinance,

be granted a compassionate gratuity not exceeding one pound or one week's pay, whichever is the greater, for each year of his service.

European officers transferred from pensionable to non-pensionable office.

(2) Where an European officer has been transferred from a pensionable to a non-pensionable office and subsequently retires either from a pensionable or a non-pensionable office in circumstances in which he might have been granted a pension if he had continuously held a pensionable office, he may, with the approval of the Secretary of State, be allowed to count his service in the non-pensionable office as though it were service in the pensionable office which he held immediately prior to such transfer, and at the pensionable emoluments which were payable to him at the date of transfer.

Gratuity and reduced pension.

14. (1) Any European officer to whom a pension is granted under the Ordinance may, at his option exercisable as hereinafter provided, be paid in lieu of such pension a pension at the rate of three-fourths of such pension together with a gratuity equal to ten times the amount of the reduction so made in the pension.

(2) The option referred to in sub-section (1) shall be exercisable—

- (a) in the case of an European officer who, if he had been retired on grounds of ill-health at the date of the publication of this regulation in the Gazette, might have been granted a pension under the Ordinance; not later than six months after the said date of publication;
- (b) in the case of any other European officer; not later than one month after the earliest date on which, if retired on grounds of ill-health, he might be awarded a pension under the Ordinance, or within six months of the publication of this regulation in the Gazette, whichever shall be the later date for exercising the option:

Provided always—

- (i) that an European officer who has previously had the opportunity of exercising the option but has not done so may apply within one month of his subsequent marriage for permission to exercise the option, which permission may be granted at the Governor's discretion after examination of the officer by a Government Medical Board;
- (ii) that the date of the exercise of the option shall be deemed to be the date of the receipt of his written notification addressed either to the Colonial Secretary in Kenya or to the Crown Agents for the Colonies; and
- (iii) that if an European officer has exercised the option his decision shall be irrevocable so far as concerns any pension ultimately to be granted to him under the Ordinance.

PART II.

Special Regulations for European Officers with other Public Service.

15. For the purpose of these regulations—

Definitions.

“Scheduled Government” means any Government or Service included in the Schedule to these regulations;

“Service in the Group” means service under the Government of Kenya and under a Scheduled Government or Governments.

16. Subject to the succeeding regulations, the provisions of regulations 8, 12, 13 and 14 shall apply to the case of an European officer who has been transferred to or from the service of Kenya from or to other public service, and the provisions of regulations 3, 4, 5, 6, 7 and 9 shall apply to the case of an European officer so transferred as if his whole service had been in Kenya:

Application of regulations in Part I.

Provided that in the application of regulation 14 to cases falling under the limitation of section 10 (2) of the Ordinance the words “such pension” in that regulation shall mean the amount of pension which he might have drawn from the funds of Kenya if he had not elected for a gratuity and reduced pension

Pension for
service wholly
within the
group.

17. (1) Where the other public service of an European officer has been wholly under one or more of the Scheduled Governments and he has held a pensionable office in Kenya for a period of at least twelve months, and his aggregate service would have qualified him had it been wholly in Kenya for a pension under the Ordinance, he may, on his ultimate retirement from the public service in circumstances in which he is permitted by the law or regulations of the service in which he is last employed to retire on pension or gratuity, be granted a pension from Kenya of such an amount as shall bear the same proportion to the amount of pension for which he would have been eligible had his service been wholly in Kenya, as the aggregate amount of his pensionable emoluments during his service in Kenya shall bear to the total amount made up of such aggregate amount together with the aggregate amount of his pensionable emoluments from any of the Scheduled Governments :

Provided that in determining the pension for which he would have been eligible if his service had been wholly in Kenya—

- (a) the final pensionable emoluments taken shall be those of his last period of service in the group ;
- (b) no regard shall be had to regulation 11 ;
- (c) regard shall be had to the condition that pension may not exceed two-thirds of the final pensionable emoluments :

Provided further that any period of other public service in respect of which pension is not granted by the Scheduled Government concerned shall not be taken into account either in determining the amount of the pension for which he would have been eligible if his service had been entirely in Kenya or in calculating the aggregate amount of his pensionable emoluments.

(2) The aggregate amount of his pensionable emoluments shall be taken as the total amount of salary which the European officer would have drawn, and the total amount of the other pensionable emoluments, including any allowance authorised for an officer who is not provided with free quarters, which he would have enjoyed had he been on duty on full pay in his substantive office or offices throughout his period of service under each of the Scheduled Governments concerned.

Pension where
other service
not within the
group.

18. Where the other public service of an European officer has not included service under any of the Scheduled Governments, and he has held a pensionable office in Kenya for a period of at least twelve months, and his aggregate service would have qualified him, had it been wholly in Kenya, for a pension under these regulations, he may, on his ultimate retirement from the public service in circumstances in which he is permitted by the law or regulations of the service in which he is last employed to retire on a pension or gratuity, be granted in respect of his service in Kenya a pension at the rate of one hundred and eightieth part of the amount of his pensionable emoluments at the date of his transfer or retirement, as the case may be, from the service of Kenya for each month of his pensionable service in Kenya.

19. Where a part only of the other public service of an European officer has been under one or more of the Scheduled Governments, the provisions of regulation 17 shall apply; but in calculating the amount of pension, regard shall be had only to service in the group.

Pension when other service both within and not within the group.

20. Where an European officer who has been transferred from other public service, and whose aggregate service would have qualified him, had it been wholly in Kenya, for a pension under these regulations, is compulsorily retired from the public service in the circumstances mentioned in regulation 11, he may, if at the time he is in the service of Kenya, be granted from the funds of Kenya the additional pension allowed by that regulation, in addition to the pension granted under regulation 17, 18 or 19, as the case may be.

Additional pension to European officers retiring on account of injury.

21. Where by reason of the fact that an European officer whose case falls under regulation 20 has held a pensionable office in Kenya for less than twelve months, he is not eligible for a pension under regulation 17, 18 or 19, as the case may be, he may, nevertheless, if at the time of his retirement he is in the service of Kenya, be granted from the funds of Kenya a pension of the same amount as the additional pension allowed by regulation 20.

Pension in respect of injury after less than twelve months' service in Kenya.

22. (1) Where an European officer who has been transferred to or from the service of Kenya from or to other public service, retires from the public service in circumstances in which he is permitted by the law or regulations of the service in which he is last employed to retire on pension or gratuity, but has not completed in the aggregate the minimum period of ten years' service qualifying him for a pension, he may be granted from the funds of Kenya a gratuity not exceeding five times the annual amount of the pension which, if there had been no qualifying period, might have been granted to him under regulation 17, 18 or 19, as the case may be.

Gratuities where length of service does not qualify for pension.

(2) Where such an European officer is compulsorily retired from the public service in the circumstances mentioned in regulation 11, he may, if at the time he is in the service of Kenya, be treated as if he had no other public service, but he shall not be granted, in addition, the gratuity for which he is eligible under sub-section (1) of this regulation.

Injury.

23. Where an European officer who is transferred to other public service is not granted a pension or gratuity in respect of his employment in the service in which he is last employed, solely by reason of the fact that he has not completed twelve months' service therein, he shall not on that account be disqualified from receiving a pension or gratuity from the funds of Kenya, if otherwise eligible therefor.

European officers transferred to other public service and retiring after less than twelve months' employment in last service.

SCHEDULE.

(Regulation 15.)

Uganda Protectorate.

Nyasaland Protectorate.

Zanzibar Protectorate.

Somaliland Protectorate.

Tanganyika Territory.

Kenya and Uganda Railway.

AN ORDINANCE.

No 12 OF 1927.

Assented to in His Majesty's name this twenty-fifth day of June, 1927.

EDWARD DENHAM,
Acting Governor.

Date of Assent.

[25TH JUNE, 1927.]

An Ordinance to make Provision for a Reserve of Officers for the King's African Rifles.

Date of commencement.

25th June, 1927.

ENACTED by the Governor of the Colony of Kenya, with the advice and consent of the Legislative Council thereof, as follows :—

Short title.

1. This Ordinance may be cited as " the King's African Rifles Reserve of Officers Ordinance, 1927."

Establishment of Reserve.

2. There shall be established in connection with the King's African Rifles a Reserve of Officers to be styled " the King's African Rifles Reserve of Officers " (hereinafter referred to as " the Reserve ").

Eligibility of officers.

3. The Reserve shall consist of British subjects who are retired officers or ex-officers of the military forces of the Crown and are permanently resident in East Africa.

Number of Reserve.

4. The Governor may from time to time, with the approval of the Secretary of State, prescribe by notice in the Gazette the number of officers of which the Reserve may consist.

Appointment of officers.

5. (1) The appointment of officers to the Reserve shall, subject to the provisions of this Ordinance, be made by the Secretary of State on the recommendation of the Governor.

(2) An appointment to the Reserve shall, in the first instance, be for a period of three years, and may on the recommendation of the Governor and with the officer's consent, be extended for further successive periods of three years.

Applications for appointment.

6. An officer desiring to be appointed to the Reserve shall forward his application for appointment to the Officer Commanding the Troops in the Colony, together with a medical certificate that he is fit for active service. The Officer Commanding Troops shall forward the application with his recommendation as to the appointment to the Governor.

Battalion and rank of officers.

7. An officer appointed to the Reserve (hereinafter in this Ordinance referred to as " an officer ") shall be attached to such Battalion of the King's African Rifles and shall hold such rank therein as may be specified in his appointment.

8. An officer may be promoted in the Reserve or may be removed therefrom by the Secretary of State on the recommendation of the Governor.

Promotion in
or removal
from the
Reserve.

9. (1) The Governor may call up any officer in case of emergency or of active service in any East African Colony, Protectorate or Dependency for duty with the Battalion to which he is attached, or with any other Battalion usually stationed in the Colony, Protectorate or Dependency in which he resides, or for duty in any station garrisoned by any such Battalion.

Liability to be
called up in
the event of an
emergency or
of active
service.

(2) An officer who is called up for duty in pursuance of this section shall not be allowed, during the continuance of the emergency or active service, to resign or retire from the Reserve without the sanction of the Governor of the Colony, Protectorate or Dependency in which he is serving at the time, even though the period for which he was appointed may have terminated.

10. (1) An officer may be called up by the Governor for training for a period not exceeding one calendar month in each year.

Training.

(2) An officer may apply to be attached to any unit for training, and shall be permitted to perform duty with it for such time as the Officer Commanding Troops may approve.

(3) An officer shall be subject to the Army Act when called up for or when performing any military duty for which he is liable or for which he may volunteer under the terms of this Ordinance.

11. (1) An officer when called up for service or training by the Governor shall receive the same pay as an officer holding a similar appointment in the King's African Rifles.

(2) An officer who applies to be attached to a unit for training but has not been called up by the Governor shall receive no pay.

12. An officer who is called up for service or training or who is attached to a unit for training shall take precedence below all officers of the same rank who are serving with that unit at the date of his assuming duty.

Precedence.

13. An officer who is called up by the Governor or who applies to be attached to a unit for training shall be entitled to reasonable expenses for the journey to and from the place of training, but shall not be entitled to any other travelling allowance.

Travelling
allowance.

14. An officer called up for training may receive an outfit allowance of five pounds on the first occasion of his being called up. An officer called up for active service may receive a further allowance not exceeding twenty-five pounds or, if no other allowance has been paid to him, thirty pounds. Vouchers showing the expenditure incurred must be submitted with the claim for his allowance.

Outfit
allowance.

15. An officer who wishes to leave the Colony shall report in writing to the Officer Commanding Troops, stating the dates between which he proposes to be absent and his address during such absence.

Absence from
the Colony.

Annual
certificate.

16. Every officer shall forward, on the first day of January of each year, a certificate that he is medically fit for active service.

Removal on the
ground of
unfitness.

17. The name of an officer who has been certified as medically unfit on the first day of January of two successive years may, on the recommendation of the Governor, be removed from the Reserve.

Removal for
absence.

18. The name of an officer who has been absent from the Colony for more than one year may be removed from the Reserve on the recommendation of the Governor.

Liability to
join Defence
Force.

19. An officer shall be liable to be called up in case of emergency in pursuance of any Ordinance establishing a Defence Force that may be for the time being in force in the Colony unless the Officer Commanding Troops shall certify that his services are required with the King's African Rifles.

AN ORDINANCE.

No. 13 OF 1927.

Assented to in His Majesty's name this twenty-fifth day of June, 1927.

EDWARD DENHAM,
Acting Governor.

Date of Assent.

[25TH JUNE, 1927.]

An Ordinance to Amend the Stamp Ordinance.

Date of
commencement.

25th June, 1927.

ENACTED by the Governor of the Colony of Kenya, with the advice and consent of the Legislative Council thereof, as follows :—

Short title.

1. This Ordinance may be cited as "the Stamp (Amendment) Ordinance, 1927," and shall be read as one with the Stamp Ordinance (Chapter 57 of the Revised Edition), hereinafter referred to as "the Principal Ordinance."

Amendment of
interpretation
of "Bill of
exchange";
"Policy of
insurance";
and "Promis-
sory note."

2. Paragraphs (2), (19) and (22) of section 2 of the Principal Ordinance are hereby repealed, and in lieu thereof shall be read the following :—

"(2) 'Bill of exchange' means a bill of exchange as defined by the Bill of Exchange Ordinance, 1927, and includes also a draft, order, cheque, letter of credit, and any other document, entitling or purporting to entitle any person, whether named therein or not, to payment by any other person of, or to draw upon any other person for, any sum of money."

“(19) ‘Policy of insurance’ includes :—

(a) Any instrument by which one person, in consideration of a premium, engages to indemnify another against loss, damage, or liability arising from an unknown or contingent event;

(b) A policy of insurance upon any life or lives or upon any event or contingency relating to or depending upon any life or lives;

(c) A policy of insurance against accident, which expression means a policy of insurance for any payment agreed to be made upon the death of any person only from accident or violence or otherwise than from a natural cause, or as compensation for personal injury, or during the sickness of any person, or his incapacity from personal injury, or by way of indemnity against loss or damage to any property, and includes any notice or advertisement in a newspaper or other publication which purports to insure the payment of money upon the death of, or injury to, or sickness or incapacity of, or loss or damage to property of, the holder or bearer of the newspaper or publication containing the notice or advertisement only from accident or violence or otherwise than from a natural cause.”

“(22) ‘Promissory note’ means a promissory note as defined by the Bills of Exchange Ordinance, 1927.”

3. Sub-section (1) of section 3 of the Principal Ordinance is hereby amended by the insertion of the words “or officers” after the word “officer” in the second line thereof.

Amendment of
section 3 of
Principal
Ordinance.

4. The following shall be inserted as section 8A of the Principal Ordinance :—

“8A (1) Where any person issuing policies of insurance against accident shall, in the opinion of the Senior Revenue Authority, so carry on the business of such insurance as to render it impracticable or inexpedient to require that the duty of twenty cents be charged and paid upon the policies, the Senior Revenue Authority may enter into an agreement with that person for the delivery to him of quarterly accounts of all sums received in respect of premiums on policies of insurance against accident.

Composition
of stamp duty
on policies of
insurance
against
accident.

(2) The agreement shall be in such form and shall contain such terms and conditions as the Senior Revenue Authority may think proper, and the person with whom the agreement is entered into shall observe the rules in the Second Schedule to this Ordinance.

(3) After an agreement has been entered into between the Senior Revenue Authority and any person, and during the period for which the agreement is in force, no policy of insurance against accident issued by that person shall be chargeable with any duty, but in lieu of and by way of composition for that duty there shall be charged on the aggregate amount of all sums received in respect of premiums on policies of insurance against accident a duty at the rate of five per centum as a stamp duty.

(4) If the duty charged is not paid upon the delivery of the account it shall be a debt due to the Senior Revenue Authority from the person by or on whose behalf the account is delivered.

(5) In the case of neglect to deliver such an account as is hereby required or to pay the duty in conformity with this section the person shall be liable to pay to the Senior Revenue Authority a sum equal to ten per centum upon the amount of duty payable, and a like penalty for every month after the first month during which the neglect continues."

Amendment of
section 16 of
Principal
Ordinance.

5. Section 16 of the Principal Ordinance is hereby amended by the deletion of the words :—

" by endorsement under the hand of the revenue authority or in such other manner (if any) as the Governor in Council may by rule prescribe "

and the substitution therefor of the words :—

" in such manner as the Governor in Council may by rule prescribe."

Provision as to
duplicates and
counterparts.

6. The following shall be inserted as section 16A of the Principal Ordinance :—

" 16A. The duplicate or counterpart of an instrument chargeable with duty (except the counterpart of an instrument chargeable as a lease, such counterpart not being executed by or on behalf of any lessor or grantor) is not to be deemed duly stamped unless it is stamped as an original instrument or unless it appears by some stamp impressed thereon that the full and proper duty has been paid upon the original instrument of which it is the duplicate or counterpart."

Amendment of
section 17 of
the Principal
Ordinance

7. Section 17 of the Principal Ordinance is hereby amended by the deletion of the words " payable on demand or at not more than thirty days from sight or date " in the sixth and seventh lines thereof.

How transfer in
consideration of
debt or subject
to future
payment, etc.,
to be charged.

8. Section 26 of the Principal Ordinance is hereby amended as follows :—

(a) By the insertion of the following proviso after the " Explanation " :—

" Provided that where property subject to a mortgage is transferred to the mortgagee, he shall be entitled to deduct from the duty payable on the transfer the amount of any duty already paid in respect of the mortgage."

(b) By the insertion of the following additional " Illustration " :—

" (3) A mortgages a house of the value of one thousand pounds to B for five hundred pounds. B afterwards buys the house from A. Stamp duty is payable on one thousand pounds less the amount of stamp duty already paid for the mortgage."

9. Sub-section (3) of section 34 of the Principal Ordinance is hereby amended by the deletion of the proviso thereto, and by the substitution therefor of the following proviso :—

Amendment of section 34 (3) of the Principal Ordinance.

“ Provided that nothing in this section shall authorise a revenue authority to endorse :—

(a) Any instrument (other than instruments mentioned in paragraph (b)) executed or first executed in the Colony and brought to him after the expiration of thirty days from the date of its execution or first execution, as the case may be; or

(b) Any instrument chargeable with duty of ten cents or twenty cents or promissory notes and bills of exchange drawn and executed in the Colony when brought to him after the drawing or execution thereof not duly stamped; or

(c) Any instrument (other than instruments mentioned in paragraph (d)) executed or first executed out of the Colony and brought to him after the expiration of thirty days after it has been received in the Colony; or

(d) Any promissory note or bill of exchange executed out of the Colony, when brought to him after the expiration of seven days after it has been first received in the Colony.”

10. Section 37 of the Principal Ordinance is hereby amended by the insertion in paragraph (a) of the proviso thereto of the words “ bill of exchange or ” between the words “ a ” and “ promissory ” in the third line thereof.

Amendment of section 37 of the Principal Ordinance.

11. Sub-section (1) of section 42 of the Principal Ordinance is hereby amended by the insertion of the words “ bill of exchange or ” between the words “ a ” and “ promissory ” in the fifth line thereof.

Amendment of section 42 of the Principal Ordinance.

12. Section 43 of the Principal Ordinance is hereby amended by the insertion of the words “ bill of exchange or ” between the words “ a ” and “ promissory ” in the third line thereof.

Amendment of section 43 of the Principal Ordinance.

13. Paragraph (1) of section 52 of the Principal Ordinance is hereby amended by the substitution of the words “ six months ” for the words “ two months ” in the second line thereof.

Amendment of section 52 of the Principal Ordinance.

14. Section 57 of the Principal Ordinance is hereby amended by the deletion of the words :—

Amendment of section 57 of the Principal Ordinance.

“ upon application made within one month ”

and the substitution therefor of the words :—

“ upon production to him of the new debenture duly stamped, within one month from the date of the execution of such new debenture ”

Revision of
decision of
courts regarding
the sufficiency
of stamps.

15. (1) Sub-section (2) of section 63 of the Principal Ordinance is hereby repealed and in lieu thereof shall be read the following :—

“(2) (a) If such court, after such consideration, is of opinion that such instrument should not have been admitted in evidence as duly stamped or as not requiring a stamp, it shall exclude such instrument from the evidence in the suit or proceedings on the ground that the instrument has not been duly stamped.

(b) If such court, after such consideration, is of opinion that such instrument should not have been admitted in evidence without the payment of duty and penalty under section 37 of this Ordinance, or without the payment of a higher duty and penalty than those paid, it shall record a declaration to that effect and determine the amount of duty with which such instrument is chargeable, and shall require any person in whose possession or power such instrument then is, to produce the same, and shall impound the same when produced.”

(2) Section 38 of the Principal Ordinance is hereby repealed.

Penalty for
offences in
reference to
receipts.

16. Section 67 of the Principal Ordinance is hereby repealed, and in lieu thereof shall be read the following :—

“ 67. Any person who :—

(a) Gives a receipt liable to duty and not duly stamped ; or

(b) In any case where a receipt would be liable to duty refuses or neglects to give a receipt duly stamped ; or

(c) Upon a payment of money or delivery of property of two pounds or over in value gives a receipt for a sum not amounting to two pounds or separates or divides the amount paid or property delivered with the intent to evade the duty ;

shall be punishable with a fine which may extend to ten pounds.”

Amendment of
section 68 of
the Principal
Ordinance.

17. Section 68 of the Principal Ordinance shall be read with the addition of the following proviso :—

“ Provided that this section shall not apply to policies of insurance against accident in respect of which an agreement for the composition of stamp duty has been entered into under section 8A of this Ordinance.”

Penalty for not
drawing full
number of bills
or sea-policies
purporting to
be in sets.

18. Section 69 of the Principal Ordinance is hereby repealed, and in lieu thereof shall be read the following :—

“ 69. Any person drawing or executing a bill of exchange or a policy of sea-insurance purporting to be drawn or executed in a set of two or more and not at the same time drawing or executing, on paper duly stamped, the whole number of bills or policies of which such bill or policy purports the set to consist, shall be punishable with a fine which may extend to one hundred pounds.”

Amendment of
the Schedule
to the Principal
Ordinance.

19. The Schedule to the Principal Ordinance is hereby amended as follows :—

(1) Article 4 is hereby amended by inserting the words “ a statutory declaration and ” after the word “ including ” in the first line thereof.

(2) Article 5 is hereby repealed, and in lieu thereof shall be read the following :—

<i>Description of Instrument.</i>	<i>Proper Stamp-duty.</i>
5. <i>Agreement or Memorandum of an Agreement.</i>	
(a) If relating to the sale of a Government security, or share in an incorporated company or other body corporate, or a bill of exchange.	Twenty cents.
(b) If not otherwise provided for.	One shilling.
EXEMPTIONS.	
Agreement or memorandum of an agreement :—	
(a) For or relating to the sale of goods or merchandise exclusively not being a note or memorandum chargeable under Article 40;	
(b) Made in the form of tenders to the Government for or relating to any loan;	
(c) Being a contract of service attested in manner provided by the Employment of Natives Ordinance (Chapter 139) or the Resident Native Labourers Ordinance, 1925, or any Ordinance amending or in substitution for such Ordinances or either of them;	
(d) Agreement made with the Kenya and Uganda Railway for the conveyance of goods;	
(e) Such agreements made with the Kenya and Uganda Railway which purport to limit the responsibility of the Railway as are in a form approved by the Governor in Council.	

(3) The following shall be inserted after Article 5 :—

<i>Description of Instrument.</i>	<i>Proper Stamp duty.</i>
AGREEMENT TO LEASE. <i>See</i> Lease (No. 33).	
AGREEMENT TO MORTGAGE. <i>See</i> Mortgage (No. 38).	
AGREEMENT FOR PARTITION. <i>See</i> Partition (No. 42).	
AGREEMENT FOR PARTNERSHIP. <i>See</i> Partnership (No. 43).	

(4) The following Article shall be inserted as Article 9A :—

<i>Description of Instrument.</i>	<i>Proper Stamp-duty.</i>
9A. <i>Assent to Bequest</i> (whether under hand or seal).	Ten shillings.

(5) Article 11 is hereby repealed, and in lieu thereof shall be read the following :—

<i>Description of Instrument.</i>	<i>Proper Stamp-duty.</i>									
<p>11. <i>Bill of Exchange</i> (as defined by section 2 (2) and (3) not being a bond, bank-note or currency-note) :—</p> <p>(a) Where payable on demand or at sight or on presentation or within three days after date or sight.</p> <p>(b) Where payable otherwise than on demand, but not more than one year after date or sight :—</p> <p>If the amount of the bill or note does not exceed fifty pounds.</p> <p>And for every further fifty pounds or fractional part thereof.</p> <p>EXEMPTION.</p> <p>Renewal or extension by endorsement or re-acceptance if such extension does not extend beyond the period covered by the duty paid and affixed.</p> <p>(c) Where payable at more than one year after date or sight.</p>	<p>Twenty cents.</p> <table><tr><td>If drawn singly.</td><td>If drawn in set of two for each part of the set.</td><td>If drawn in set of three for each part of the set.</td></tr><tr><td>Shs.Cts. 1 00</td><td>Shs.Cts. 0 50</td><td>Shs.Cts. 0 50</td></tr><tr><td>1 00</td><td>0 50</td><td>0 50</td></tr></table> <p>Twice the duty on a Mortgage (No. 38) for the same amount.</p>	If drawn singly.	If drawn in set of two for each part of the set.	If drawn in set of three for each part of the set.	Shs.Cts. 1 00	Shs.Cts. 0 50	Shs.Cts. 0 50	1 00	0 50	0 50
If drawn singly.	If drawn in set of two for each part of the set.	If drawn in set of three for each part of the set.								
Shs.Cts. 1 00	Shs.Cts. 0 50	Shs.Cts. 0 50								
1 00	0 50	0 50								

(6) Paragraph (3) of Article 13 is hereby repealed, and in lieu thereof shall be read the following :—

<i>Description of Instrument.</i>	<i>Proper Stamp-duty.</i>
(3) By way of collateral security, for every sum of £100 or part thereof secured.	Two shillings, but not exceeding ten shillings.

(7) Article 22 is hereby amended by the addition of the following proviso before the word "Exemptions" :—

<i>Description of Instrument.</i>	<i>Proper Stamp-duty.</i>
<p>Provided also that in the case of a decree or order for, or having the effect of an order for, foreclosure, the <i>ad valorem</i> Stamp Duty upon any such decree or order shall not exceed the duty on a sum equal to the value of the property to which the decree or order relates, and where the decree or order states that value that statement shall be conclusive for the purpose of determining the amount of the duty; and where <i>ad valorem</i> Stamp Duty is paid upon such decree or order, any conveyance following upon such decree or order shall be dutiable with four shillings under the provisions of section 5 of this Ordinance.</p>	

(8) The following shall be inserted as Article 26A :—

<i>Description of Instrument.</i>	<i>Proper Stamp-duty.</i>
26A. Deed Poll, if attested and not otherwise provided for.	Ten shillings.

(9) Article 38 is hereby amended as follows :—

(a) By the addition of the following paragraph :—

<i>Description of Instrument.</i>	<i>Proper Stamp-duty.</i>
(c) Memorandum of equitable mortgage or lien by deposit of documents as prescribed under the Crown Lands Ordinance or the Registration of Titles Ordinance or any Ordinance amending or in substitution for such Ordinances, or either of them.	One pound : Provided that where the memorandum is accompanied by a properly stamped mortgage-deed the duty chargeable upon the memorandum shall be reduced by the amount of duty paid in respect of the mortgage-deed.

(b) By the deletion of paragraph (c) of the Exemptions.

(10) Article 44 is hereby amended by the deletion of Division A and Division C, and the substitution therefor of the following :—

<i>Description of Instrument.</i>	<i>Proper Stamp-duty.</i>						
A.—Sea Insurance (see section 8):							
(1) For or upon any voyage :	<table> <tr> <td>If drawn singly.</td><td>If drawn in duplicate for each part.</td></tr> <tr> <td>Twenty cents.</td><td>Ten cents.</td></tr> <tr> <td>Twenty cents.</td><td>Ten cents.</td></tr> </table>	If drawn singly.	If drawn in duplicate for each part.	Twenty cents.	Ten cents.	Twenty cents.	Ten cents.
If drawn singly.	If drawn in duplicate for each part.						
Twenty cents.	Ten cents.						
Twenty cents.	Ten cents.						
(i) Where the premium or consideration does not exceed the rate of one-eighth per centum of the amount insured by the policy.							
(ii) In any other case, in respect of every full sum of one hundred and fifty pounds and also any fractional part of one hundred and fifty pounds insured by the policy.							
(2) For time :							
In respect of every full sum of one hundred pounds and also any fractional part of one hundred pounds insured by the policy :							
(i) Where the insurance shall be made for any time not exceeding six months.	Twenty cents. Ten cents.						
(ii) Where the insurance shall be made for any time exceeding six months and not exceeding twelve months.	Fifty cents. Twenty-five cents.						
C.—Policy of Insurance against accident and policy of insurance for any payment agreed to be made during the sickness of any person, or his incapacity from personal injury, or by way of indemnity against loss or damage of or to any property :							
(a) Against railway accident valid for a single journey only.	Twenty cents.						
(b) In any other case, for the maximum amount which may become payable in the case of any single accident or sickness.	Twenty cents for every one hundred pounds or part thereof but not exceeding two shillings.						

(11) Article 49 is hereby amended by the addition of the following note :—

<i>Description of Instrument.</i>	<i>Proper Stamp-duty.</i>
N.B.—A proxy giving power to demand a poll and vote thereat is dutiable as a power of attorney (No. 45).	

(12) Article 59 is hereby repealed and in lieu thereof shall be read the following :—

<i>Description of Instrument.</i>	<i>Proper Stamp-duty.</i>
<p>59. <i>Transfer :</i></p> <p>(a) Of shares in an incorporated company or other body corporate, or</p> <p>(b) Of debentures, being marketable securities, whether the debenture is liable to duty or not.</p> <p>(i) Without consideration.</p> <p>(ii) In any other case.</p> <p>Transfer (whether with or without consideration) :—</p> <p>(c) Of any interest secured by a bond, mortgage-deed or policy of insurance :—</p> <p>(i) If the duty on such bond, mortgage-deed or policy does not exceed ten shillings.</p> <p>(ii) In any other case.</p> <p>(d) Of any trust property from one trustee to another or from a trustee to a beneficiary.</p> <p>(e) Of any property under the Public Trustee's Ordinance, 1925, or any Ordinance amending or in substitution for the same, to a trustee, heir or beneficiary.</p>	<p>Ten shillings.</p> <p>The same duty as a Mortgage (No. 38) on the amount or value of the consideration.</p> <p>The duty with which such bond, mortgage-deed or policy of insurance is chargeable.</p> <p>Ten shillings.</p> <p>Ten shillings.</p> <p>Ten shillings.</p>
<p>EXEMPTIONS.</p> <p>Transfers by endorsement :</p> <p>(i) Of a bill of exchange, cheque, or promissory note.</p> <p>(ii) Of a bill of lading, delivery order, warrant for goods, or other mercantile document or title to goods.</p> <p>(iii) Of a policy of insurance.</p>	

20. The following shall be inserted as the Second Schedule to the Principal Ordinance :—

SECOND SCHEDULE.

(SEE SECTION 8A).

Rules as to Composition for Stamp Duties.

1. Every account shall be made in such form and shall contain all such particulars as the Senior Revenue Authority shall require.

2. Every account shall be a full and true account of all unstamped policies of insurance against accident issued during the quarter of a year ending on the quarterly day next preceding the delivery thereof, and of all sums of money received for or in respect of such policies so issued during that quarter, and of all sums of money received and not already accounted for in respect of any other unstamped policies of insurance against accident issued at any time before the commencement of that quarter.

3. Accounts shall be delivered to the Senior Revenue Authority within twenty days after the first day of January, the first day of April, the first day of July, and the first day of October in each year.

4. The duty shall be paid upon the delivery of the account.

AN ORDINANCE.

No. 14 OF 1927.

Assented to in His Majesty's name this twenty-fifth day of June, 1927.

EDWARD DENHAM,
Acting Governor.

[25TH JUNE, 1927.] Date of Assent.

An Ordinance to Amend the Town Planning Ordinance.

25th June, 1927.

Date of
commencement.

ENACTED by the Governor of the Colony of Kenya, with the advice and consent of the Legislative Council thereof, as follows :—

1. This Ordinance may be cited as " the Town Planning (Amendment) Ordinance, 1927," and shall be read as one with the Town Planning Ordinance (Chapter 85 of the Revised Edition), hereinafter called " the Principal Ordinance." Short title.

2. In this Ordinance, unless the context otherwise requires, the expression " Registrar " means the officer or officers performing the functions of Registrar under the Crown Lands Ordinance, the Registration of Titles Ordinance and the Land Titles Ordinance, respectively. Interpretation.

Cap. 140.
Cap. 142.
Cap. 143.

Publication of notice of final approval of a town planning scheme and effect thereof.

3. (1) Upon the final approval of a town planning scheme in accordance with the provisions of section 5 of the Principal Ordinance notice of such approval shall be published in the Gazette.

(2) A scheme so approved may be carried into execution notwithstanding the terms of any caveat lodged in respect of land under the Crown Lands Ordinance, the Registration of Titles Ordinance or the Land Titles Ordinance.

Cancellation of old, and issue of new, documents of title when scheme provides for readjustment of boundaries, etc., of plots or holdings.

4. (1) Upon the publication in the Gazette of the notice of final approval of a town planning scheme providing for a readjustment of the boundaries, area, shape or position of any plots or holdings of land, the following provisions shall take effect :—

(a) The responsible authority shall forthwith furnish to the Registrar particulars in writing of each plot or holding of land comprised in the scheme the boundaries, area, shape or position of which are required by the scheme to be readjusted. On receipt of such particulars the Registrar shall make an appropriate entry in the register against each title affected by the scheme, and thereafter, until the issue of a new document of title as hereinafter provided, all transactions relating to any plot or holding affected by the scheme shall be subject to the provisions of the scheme and all persons concerned in any such transactions shall be deemed to have express notice of such provisions;

(b) As soon as may be after the publication of the said notice of final approval the Registrar shall prepare new documents of title for issue to each of the several persons amongst whom the said plots or holdings are redistributed under the scheme, in order that they may hold the plots or holdings allotted to them, respectively, under the scheme upon the same terms and conditions and for the same interests on and for which they severally held their original plots or holdings immediately prior to the issue of such new documents of title;

(c) When a new document of title has been prepared for issue to any person to whom a new plot or holding has been allotted under the scheme the Registrar shall issue a notice in writing to such person intimating that such new document of title has been prepared and is ready to be issued to him and calling upon him to deliver up to the Registrar for cancellation the document or documents of title (including caveats) in lieu of which the new document of title is to be issued; and upon receipt of such document or documents of title the Registrar shall issue the new document of title to the person entitled thereto :

Provided, however, that the Registrar may in his discretion issue the new document of title without having received the document or documents of title required by this sub-section to be delivered up;

(d) Upon the issue of a new document of title to any person under the last preceding paragraph, or where compensation has been awarded to or agreed upon by any person in respect of any plot or holding affected by the scheme then upon such compensation being awarded to or agreed upon by such person, all right, title and interests in the plot or holding originally held by such person, and in lieu of which a new plot or holding has been allotted to him or compensation has been awarded to or agreed upon by him, shall be deemed to be extinguished;

(e) Where any document of title required by this sub-section to be delivered up to the Registrar for cancellation has been issued under any statutory authority, the new document of title to be issued in lieu thereof shall be deemed to be issued under the same Ordinance or other enactment as the document of title so required to be delivered up.

(2) Every new document of title issued under this section shall have attached thereto a plan signed by the Director of Land Surveys; and any such new document of title shall, except in so far as the scheme may provide to the contrary, be subject to such mortgages, charges, leases, or other encumbrances, trusts and restrictions, if any, whereto the old document of title was subject immediately prior to the extinguishment of the said title, and so that mortgagees, chargees, lessees and other encumbrancers or persons (other than owners) who were immediately prior to such extinguishment interested in any plot or holding which is readjusted under the scheme shall have, as nearly as may be, the same remedies and rights against and in the plot or holding held by any person under a new document of title issued in pursuance of this section as they severally had against and in the plot or holding held by such person under the document of title in lieu of which such new document of title has been issued.

(3) Every new document of title issued under this section shall be registered against the title which has been extinguished, in the same register as the document of title in lieu of which such new document of title is issued was registered; and the Registrar shall perform all such acts, endorse all such new documents of title, and make all such entries in the books of his office as may be necessary to give effect to the provisions of this section.

(4) No stamp duty or other fee shall be payable in respect of any act of record or registration required to be performed under the provisions of this section.

(5) Any person who without reasonable excuse shall fail or neglect, within three months of the issue of the notice prescribed by sub-section (1) (c) of this section, to deliver up to the Registrar any document of title required by that sub-section to be delivered up, shall be guilty of an offence and shall be liable to a fine not exceeding fifty pounds.

(6) Any person who shall dishonestly or fraudulently use or attempt to use any document of title to land after the right, title or interests purporting to be evidenced by such document have been extinguished by the operation of this section, shall be deemed to have committed or to have attempted to commit the offence defined in section 415 of the Indian Penal Code.

Date of final approval of the Mombasa Town Planning Scheme, 1926, for purposes of this Ordinance.

5. Notwithstanding anything to the contrary herein contained, the Mombasa Town Planning Scheme, 1926, shall for the purposes of this Ordinance be deemed to have been finally approved upon the date set forth in a notice to be published in the Gazette by the Commissioner of Lands, and as from such date the provisions of section 4 of this Ordinance shall apply to the area comprised in such scheme.

Compensation in respect of property injuriously affected by the scheme.

6. Section 13 of the Principal Ordinance is hereby amended by the addition thereto of the following sub-section :—

(7) Where compensation is payable under this section by a responsible authority in respect of property which is subject to a registered interest of any kind whatsoever, it shall be lawful for the authority to apportion such compensation in such manner as may be agreed upon in writing by the owner of such property and the registered proprietor of such interest. In the absence of such agreement the responsible authority shall pay the amount of the compensation to the Supreme Court and shall institute interpleader proceedings in respect thereof.

GENERAL NOTICE No. 340.

OBITUARY.

HIS Excellency the Acting Governor deeply regrets to announce the death on the 20th June, 1927, at Nairobi, of Mr. Henry J. Vernon, Stock Inspector, Veterinary Department.

Mr. Vernon joined the Service on the 20th May, 1920, and proved himself to be a zealous and capable officer.

His cheery demeanour made him many friends by whom he was greatly respected.

PROCLAMATION No. 38.

COLONY AND PROTECTORATE OF KENYA.



THE MAINTENANCE ORDERS ENFORCEMENT ORDINANCE.

PROCLAMATION.

EDWARD DENHAM.

L. S.

By His Excellency Sir Edward Brandis Denham, Knight Commander of the Most Excellent Order of the British Empire, Companion of the Most Distinguished Order of Saint Michael and Saint George, Acting Governor and Commander-in-Chief of the Colony and Protectorate of Kenya.

WHEREAS by section 10 of the Maintenance Orders Enforcement Ordinance (Chapter 169 of the Revised Edition) it is enacted that where the Governor is satisfied that reciprocal provisions have been made by the legislature of any British Possession or any Territory under His Majesty's protection for the enforcement within such Possession or Territory of maintenance orders made by the courts in the Colony, the Governor may by proclamation extend this Ordinance to maintenance orders made by the courts within such possession or territory, and thereupon this Ordinance shall apply to such maintenance orders as if they had been made in England or Ireland :

AND WHEREAS I am satisfied that reciprocal provisions have been made by the legislature of the Union of South Africa for the enforcement within that Union of maintenance orders made by the courts of the Colony of Kenya :

NOW, THEREFORE, by the powers in me vested as aforesaid, I do hereby proclaim and declare that the provisions of the said Ordinance are extended to maintenance orders made by the courts in the Union of South Africa.

GOD SAVE THE KING.

GIVEN under my hand and the Public Seal of the Colony at Nairobi this 24th day of June, 1927.

By Command of His Excellency the Acting Governor.

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

PROCLAMATION NO. 39.

THE DISEASES OF ANIMALS ORDINANCE.

PROCLAMATION.

WHEREAS by Section 4 of the Diseases of Animals Ordinance (Chapter 157 of the Revised Edition) it is provided that the Governor may at any time by Proclamation declare any area to be an infected area; extend, diminish, or otherwise alter the limit of an area declared to be an infected area; declare an infected area to be free from disease; and/or for the purpose of preventing disease prohibit the removal of animals from one district, place or area, to any other district, place or area.

And whereas by Government Notice No. 231, dated the 3rd day of July, 1919, in exercise of the powers conferred upon him by Section 13 of the Interpretation and General Clauses Ordinance (Chapter 1 of the Revised Edition), His Excellency the Governor has been pleased to depute the person for the time being holding the office of Chief Veterinary Officer to exercise on his behalf the powers conferred upon the Governor by the said Section 4 of the Diseases of Animals Ordinance.

Now, therefore, in exercise of the powers so conferred and all other powers thereunto enabling me, I hereby declare the following farms to be infected areas for the purposes of the said Diseases of Animals Ordinance.

EAST COAST FEVER.

Farm L.O. No. 149/2, Dr. Lillingstone, Limuru, Kyambu District.

RINDERPEST.

Farm L.O. No. 2061, Mr. B. Hobson Matthews, Trans Nzoia District.

That portion of Farm L.O. No. 1836 occupied by Mr. J. W. Matthews, Kitale, Trans Nzoia District.

Farm L.O. No. 2094, Mr. John Forbes, Turbo, Trans Nzoia District.

PLEURO-PNEUMONIA.

Farm L.O. No. 474, Mr. F. Baillie, Lower Mo'lo, Solai, Nakuru District.

Given under my hand at Nairobi this 15th day of June, 1927.

A. G. DOHERTY,
Chief Veterinary Officer.

GOVERNMENT NOTICE NO. 341.

THE EAST AFRICA RAILWAYS ORDINANCE

(Chapter 115 of the Revised Edition).

KENYA AND UGANDA RAILWAY—UGANDA
EXTENSION RAILWAY.

ORDER.

IN EXERCISE of the powers conferred by Section 18 of the East Africa Railways Ordinance (Chapter 115 of the Revised Edition), His Excellency the Acting Governor in Council hereby sanctions and orders the opening of the section of the Uganda Extension Railway shown in the Schedule hereto, for the purposes shown therein.

BY ORDER of His Excellency the Acting Governor in Council.

Nairobi,

Dated 21st day of June, 1927.

J. E. S. MERRICK,
Clerk to Executive Council.

SCHEDULE.

Section.	Purpose.
Turbo-Broderick Falls ... (Mile 0-Mile 30)	Open line working with effect from 1st July, 1927, for the public carriage of passengers, animals and goods, subject to a speed reduction of 25 miles per hour.

GOVERNMENT NOTICE No. 342

THE STAMP ORDINANCE.

OVER-EMBOSSING RULES.

IN EXERCISE of the powers conferred upon him by the Stamp Ordinance (Chapter 57 of the Revised Edition), His Excellency the Acting Governor in Council has been pleased to make the following Rules :—

PART I.

PRELIMINARY.

1. (a) These Rules may be cited as “ the Over-Embossing Rules, 1927,” and shall come into force on the 1st July, 1927. Short title and definitions.

(b) In these Rules, unless the context otherwise requires, “ affix ” and “ impress ” includes cause to be affixed or impressed respectively.

2. There shall be two kinds of stamps for indicating the payment of duty on instruments chargeable with duty under the Stamp Ordinance (herein called “ the Ordinance ”), namely :— Kinds of stamps.

(a) Impressed stamps (including Revenue Stamps over-embossed) and a direct duty die.

(b) Adhesive stamps.

3. The following officers are empowered to affix impressed stamps and each of them shall be deemed to be “ the proper officer ” for the purposes of the Ordinance and of these Rules :— “ The proper officer.”

(a) The Senior Revenue Authority.

(b) The Registrar of Titles, Nairobi.

(c) The Registrar of Titles, Mombasa.

(d) The Assistant Registrars of Titles.

PART II.

OF IMPRESSED STAMPS.

4. Bills of exchange (other than cheques) and promissory notes executed in the Colony chargeable with duty exceeding twenty cents shall be written or printed or partly written and partly printed on paper bearing an impressed stamp or stamp. Bills of Exchange and Promissory Notes.

5. Every other instrument chargeable with duty shall, except as provided in Rule 10, be stamped by the proper officer with an impressed stamp, in the manner hereinafter provided. Other instruments.

Provision where
single sheet of
paper is
insufficient.

6. (1) Where two or more sheets of paper bearing impressed stamps are used to make up the amount of duty chargeable in respect of any instrument, a portion of such instrument shall be written on each sheet so used.

(2) Where a single sheet of paper, bearing an impressed stamp, is found insufficient to admit of the entire instrument being written on the side of the paper which bears the stamp, so much plain paper may be subjoined thereto as may be necessary for the complete writing of such instrument :

Provided that in every such case the side of the sheet which bears the stamp shall be covered by a substantial part of the instrument before any part of the latter is written on the plain paper joined to such sheet.

Affixing and
impression of
stamps.

7. Impressed stamps shall be affixed by the proper officer on instruments mentioned in Rule 5 and may at the request of the person concerned be affixed by such officer on instruments mentioned in Rule 10 :

Provided that such last-named instruments shall be produced before the proper officer—

(a) in the case of instruments executed in the Colony chargeable with duty of ten cents or twenty cents or bills of exchange or promissory notes payable on demand or at not more than three days from sight or date, before execution or date thereof, whichever shall be the earlier.

(b) in all other cases, within the times respectively prescribed in sections 17 and 18 of the Ordinance and beyond such times subject to the penalties and procedure prescribed by the Ordinance.

Mode of affix-
ing and
impressing
stamps.

(1) The proper officer shall, upon any such instrument as is referred to in Rule 7 being brought to him and upon application being made to him for that purpose, and upon payment to him of the proper fee, affix thereto a direct duty die or dies or an adhesive stamp or stamps of the proper value, and impress such stamp or stamps by means of an over-embossing machine, and also impress on the face of the stamp or stamps as well as on the instrument concerned the date of impressing the same before returning the instrument to the applicant.

(2) In the case of instruments written on parchment or any substance to which in the opinion of the proper officer the adhesive stamps will not properly adhere, the stamps may be further secured by means of escutcheons and metallic tape.

Instruments
executed
abroad.

9. Instruments (other than instruments which, under Rule 10, may be stamped with adhesive stamps) executed out of the Colony and requiring to be stamped after their receipt in the Colony shall be stamped with impressed stamps. Provided that bills of exchange executed outside the Colony may be stamped with adhesive stamps subject to the provisions of sections 12 and 18 of the Ordinance.

PART III.

OF ADHESIVE STAMPS.

10. The following instruments may be stamped by any person with adhesive stamps :—

Description of Instrument	No. of Article in Schedule 1 of the Ordinance.	Exempted instruments.
Acknowledgment of a debt	1	
Affidavit	4	
Agreement or Memorandum of an Agreement being dutiable with one shilling ...	5	
1. Bill of Exchange (payable on demand) or at sight or on presentation or within three days after date or sight ...	11 (a)	
2. Foreign Bill of Exchange in terms of the proviso to Rule 9.		
Bill of Lading	12	
Certificate or other document relating to shares, etc.	18	
Charter Party	19	
Cheque	20	
Copy or Extract	23	
Counterpart or Duplicate	24	
Customs Bond	25	
Delivery Order in respect of goods ...	27	
Lease for any term less than one year ...	33	
Letter of Allotment of Shares	34	
Letter of Credit	35	
Letter of Guarantee	5	
Notarial Act	39	
Note or Memorandum (Broker or Agent) ...	40	
Note of Protest by the Master of a Ship ...	41	
Policy of Insurance	44	
Promissory Note—on demand or within three days of date or sight	46	
Protest of Bill or Note	47	
Protest by the Master of a Ship	48	
Proxy (not being a Power of Attorney) ...	49	
Receipt	50	
Security Bond under the Immigration Ordinance	54	
Shipping Order	57	
Warrant for Goods	62	

Provided that the collection of stamp duty on cheques may be effected in such manner and subject to such instructions as may be determined by the Commissioners of Stamp Duties.

PART IV.

MISCELLANEOUS.

11. When an instrument, not being a bill of exchange or promissory note, bears a stamp of sufficient amount, but of improper description, the proper officer may, on payment of the duty with which the same is chargeable, affix the proper description of stamp and certify by endorsement on the instrument that it is duly stamped, subject to such fee not less than one shilling and not more than ten shillings as the proper officer may think fit :

Provision for cases in which improper description of stamp is used.

Provided that it shall be proved to the satisfaction of the proper officer that such improper description of stamp was affixed to the instrument within the time prescribed in sections 17 and 18 of the Ordinance.

Evidence as to
circumstances
of claim to
refund or
renewal.

12. The proper officer may require any person claiming a refund or renewal under Chapter V of the Ordinance, or his duly authorised agent, to make an oral deposition on oath or affirmation, or to file an affidavit, setting forth the circumstances under which the claim has arisen, and may also, if he thinks fit, call for the evidence of witnesses in support of the statement set forth in any such deposition or affidavit as aforesaid and may call for any documents he may consider relevant to be produced for his inspection. Failure to comply with the requirements of the proper officer under this Rule within such period as he may fix may entail refusal of the refund or renewal and no further claim shall lie in respect thereof.

Mode of can-
celling original
debenture in
case under
section 57 of
Ordinance.

13. Where the proper officer makes a refund under Section 57 of the Ordinance, he shall cancel the original debenture by writing, printing or stamping on or across it the word "Cancelled" and affixing his usual signature with the date thereof.

Rewards.

14. On the conviction of any offender under Chapter VII of the Ordinance the proper officer, with the concurrence of the Commissioners of Stamp Duties, may grant a reward out of any funds which may be provided for the purpose to any person who appears to him to have contributed to the said conviction. The decision of the Commissioners of Stamp Duties as to whether a reward shall be granted or not and as to the amount of any reward to be granted shall be final and conclusive.

Impressed
paper.

15. The Postmaster General shall maintain a stock of paper bearing impressed stamps of such values as may be required and shall cause such paper to be available for purchase by any person at all post offices and such administrative offices as may appear to be necessary. Such paper shall be sold at a figure representing the value of the impressed stamp thereon and shall be provided to the Postmaster General by the proper officer.

Sale of stamped
paper.

Denoting.

16. In the case of any counterpart or duplicate of any instrument on which the proper duty has been paid and affixed the proper officer may on payment of the duty chargeable on such counterpart or duplicate, affix thereto in addition to the proper stamp an impressed seal over a blue escutcheon on which he shall denote the amount of the duty affixed to the original of such counterpart or duplicate and shall, if required to do so, and on being satisfied that the proper duty has been paid and affixed to the original thereof, similarly denote on the counterpart or duplicate of any instrument mentioned in Rule 10.

Over-
embossment
alone not a
revenue stamp.

17. Any instrument or piece of paper or any other material, whether partly or entirely written upon, bearing a revenue over-embossment, other than a direct duty die or dies, shall, unless such over-embossment appears in conjunction with an adhesive stamp properly affixed as an impressed stamp, be deemed to be unstamped and shall be impounded by any public officer, unless such paper or other material forms part of a duly stamped instrument.

18. The public offices of the Revenue Section of the Land Titles Registries at Nairobi and Mombasa shall be open to the public for the purpose of procuring the stamping of instruments and for the sale of stamped paper as follows :—

Hours of
business.

At Nairobi.

Mondays to Fridays from ... 9.30 a.m. to 1 p.m. and
2 p.m. to 3.30 p.m.

Saturdays ... 9.30 a.m. to 12.30 p.m.

At Mombasa.

Mondays to Fridays from ... 9.30 a.m. to 12 noon
2 p.m. to 3 p.m.

Saturdays ... 9.30 a.m. to 11 a.m.

exclusive of public holidays.

19. Any person or firm may lodge with the proper officer such blank or skeleton printed, written or typewritten forms, except cheques, either single or bound up into books (provided that such books are in the opinion of the proper officer suitable for impressment) as they may require to be stamped with a direct duty die or dies, or impressed stamps of declared value or values and on payment of the proper amount, such forms shall be stamped accordingly and handed to the applicant at such time as may be appointed by the proper officer : Provided that no such blank forms shall contain any handwriting or typewritten matter other than as required for the purpose of modelling the form.

Stamping of
forms.

20. It shall not be lawful for any person to affix any impressed stamp removed from any instrument, paper or other material to any instrument, paper or other material with the intention of expressing or partially expressing any stamp duty chargeable upon such last-mentioned instrument, paper or other material, and any person so doing shall be guilty of an offence and upon conviction be liable to a fine not exceeding £50. The duty payable together with penalty, if any, upon such last-mentioned instrument, paper or other material, shall be recoverable from the person liable to payment of the same in addition to any fine imposed by the Court.

Removal and
re-use of over-
embossment.

By Command of His Excellency the Acting Governor in Council.

Nairobi.

This 24th day of June, 1927.

J. E. S. MERRICK,
Clerk to the Executive Council.

GOVERNMENT NOTICE No. 343.

WAKF COMMISSIONERS' REGULATIONS.

APPOINTMENT.

WHEREAS by the retirement of Sheikh Ali bin Rafiu a vacancy has occurred amongst the appointed Wakf Commissioners under the Wakf Commissioners' Regulations, 1900 :

NOW, THEREFORE, I, Edward Brandis Denham, Knight Commander of the Most Excellent Order of the British Empire, Companion of the Most Distinguished Order of Saint Michael and Saint George, Acting Governor and Commander-in-Chief of the Colony and Protectorate of Kenya, by virtue of the powers vested in me and in pursuance of the provisions of Regulation 2 of the Wakf Commissioners' Regulations, 1900, hereby appoint Sheikh El-Amin bin Ali to be the successor of Sheikh Ali bin Rafiu, retired.

Nairobi,

Dated this 23rd day of June, 1927.

E. B. DENHAM,
Acting Governor.

GOVERNMENT NOTICE No. 344.

NOTICE.

EGYPTIAN VISAS REGULATIONS.

Intending travellers to Egypt are warned that the Egyptian authorities require all persons entering Egypt to be in possession of a valid national passport which has been visaed for Egypt by a competent authority.

Applications for visas for Egypt should be made, in Kenya Colony, at the Passport Control Office, Government Road, Nairobi.

C. I. SEMPILL,
for Passport Control Officer.

GOVERNMENT NOTICE No. 345

THE GAME ORDINANCE, 1921.

NOTICE.

IN EXERCISE of the powers conferred upon His Excellency the Governor by Section 3, Section 24, and Section 25 of the Game Ordinance, 1921, which powers the Governor in exercise of the powers conferred upon him by the Interpretation and General Clauses Ordinance, 1912, has been pleased by Government Notice No. 14, dated the 18th day of January, 1926, to delegate to the person for the time being holding the office of Game Warden in the Colony and Protectorate of Kenya, I hereby appoint

THOMAS PENNY ROBESON, Esq.,

to be a Game Warden for the Colony of Kenya under Section (3) of the above Ordinance.

Nairobi,

This 16th day of June, 1927.

A. T. A. RITCHIE,
Game Warden.

GOVERNMENT NOTICE NO. 346.

Leg. 1/28/1.

THE INTERPRETATION AND GENERAL CLAUSES
ORDINANCE.*(Chapter 1 of the Revised Edition, section 13)*

AND

THE MARRIAGE ORDINANCE.

(Chapter 167 of the Revised Edition, section 3).

DELEGATION OF POWERS.

IN EXERCISE of the powers conferred upon me by section 13 of the Interpretation and General Clauses Ordinance (Chapter 1 of the Revised Edition), I hereby depute the person for the time being holding the office of Registrar General to perform the duties and exercise the powers imposed and conferred upon the Governor by section 3 of the Marriage Ordinance (Chapter 167 of the Revised Edition).

Nairobi,

This 22nd day of June, 1927.

G. A. S. NORTHCOTE,
Acting Governor's Deputy.

GOVERNMENT NOTICE NO. 347.

Leg. 1/28/1.

CONFIRMATION OF ORDINANCES.

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 of the undermentioned Ordinance :—

“ An Ordinance to Amend the Marriage Ordinance.”

(No. VI. of 1927.)

By Command of His Excellency the Acting Governor.

Nairobi,

Dated the 21st day of June, 1927.

J. E. S. MERRICK,
for Acting Colonial Secretary.

GOVERNMENT NOTICE NO. 348.

THE GAME ORDINANCE, 1921.

NOTICE.

IN EXERCISE of the powers conferred upon His Excellency the Governor by section 3, section 24, and section 25 of the Game Ordinance, 1921, which powers the Governor in exercise of the powers conferred upon him by the Interpretation and General Clauses Ordinance, 1912, has been pleased by Government Notice No. 14, dated the 18th day of January, 1926, to delegate to the person for the time being holding the office of Game Warden in the Colony and Protectorate of Kenya, I hereby declare that I have accepted the resignation of Herbert Frederick Morison Maidment, Esq., from his appointment of Honorary Game Warden under Section (3) of the above Ordinance.

Nairobi,

21st June, 1927.

A. T. A. RITCHIE,
Game Warden.

GOVERNMENT NOTICE No. 349.

THE NATIVE AUTHORITY ORDINANCE.
(Chapter 129 of the Revised Edition, Section 3 (1).)

AND

THE INTERPRETATION AND GENERAL
CLAUSES ORDINANCE.

(Chapter 1 of the Revised Edition, Section 13.)

GOVERNMENT NOTICE No. 406 OF 1926.

APPOINTMENT.

IN EXERCISE of the powers thereunto enabling me, I hereby appoint the persons named in the Schedule annexed hereto to be Official Headmen for the areas named therein.

All appointments of Headmen to the Elgeyo and Marakwet Districts, Kerio Province, which have been gazetted prior to the date of this notice are hereby cancelled.

Eldama Ravine,
6th May, 1927.

G. H. OSBORNE,
Senior Commissioner,
Kerio Province.

SCHEDULE.

ELGEYO AND MARAKWET DISTRICTS, KERIO PROVINCE.

ELGEYO.

Name.	Area.	With effect from.	Remarks.
Cheseram A. Komoning	Mutei	31-10-21	Previously gazetted, Govt. Notice No. 123 of 1922.
Salil A. Koima	Mwen	1- 2-23	Previously gazetted, Govt. Notice No. 74 of 1923.
Chepkurgar A. Chemusai	Rokocho	3- 4-20	Previously gazetted, Govt. Notice No. 309 of 1924.
Torormet A. Sitienei	Kapchemutwa	1- 7-24	Previously gazetted, Govt. Notice No. 258 of 1924.
Koiegat A. Kapsewa	Chang'ach	1- 7-24	Previously gazetted, Govt. Notice No. 130 of 1920.
Chemitei A. Burgarik	Maan	28- 8-17	Previously gazetted, Govt. Notice No. 313 of 1917. Location previously called Kapsaniak.
Chebet A. Chepto	Kiptani	28- 8-17	Previously gazetted, Govt. Notice No. 313 of 1917. Location previously called Kapchemutwa Valley.
Kipculei A. Bartai	Irong	28- 8-17	Previously gazetted, Govt. Notice No. 313 of 1917.
Kipsang A. Kapkorus	Kwachi	28- 8-17	do
Kiburur A. Kaptalai	Marichor	28- 8-17	do
Chepkurgat A. Chesang	Tomeiyo	28- 8-17	do
Cheptorus A. Kimetgut	Kapkwony	28- 8-17	do
Obigi A. Korego	Cheboror	28- 8-17	Previously gazetted, Govt. Notice No. 313 of 1917. Location previously called Kipkoiwa.
Kandie A. Chepkaga	Sego	1- 1-20	
Chelal A. Kotut	Maoi	1- 1-21	
Toroitich A. Limo	Merkei	1- 1-21	

MARAKWET.

Name.	Area.	With effect from.	Remarks.
Vano A. Kipkech	Kibuswa	28- 8-17	Previously gazetted, Govt. Notice No. 313 of 28-8-17.
Kibirong A. Chepto	Kapka-mak	28- 8-17	do
Cherop A. Kibiwo	Samarr	28- 8-17	do
Cheseweu A. Kipteres	Sambirir	28- 8-17	do
Teneyon A. Tildore	Kakisegi	28- 8-17	do
Marsabit A. Losin	Endo	28- 8-17	do
Kipchebot A. Kaumssein	Cherangani	28- 8-17	do
Kisang A. Talai	Mukorra	1- 1-24	Previously gazetted, Govt. Notice No. 56 of 7-2-24.
Kipkech A. Chelanga	Kabarsara	3- 4-20	Previously gazetted, Govt. Notice No. 130 of 3-4-20.
Kimassei A. Legich	Newai	3- 4-20	do
Muruongot A. Kipkarror	Talai	1-10-25	Previously gazetted, as "Arap Sitienei", Govt. Notice No. 432 of 14-10-25.

GOVERNMENT NOTICE No. 350.

LAW EXAMINATION.

THE next Law Examination for Administrative Officers will be held on the 2nd of August, 1927.

Nairobi,

This 22nd day of June, 1927.

V. M. MCKEAG,
for Acting Colonial Secretary.

GOVERNMENT NOTICE No. 351.

THE NATIVE AUTHORITY ORDINANCE.

(Chapter 129 of the Revised Edition as amended by the Revised Edition of the Laws (Operation) Ordinance, 1926, Section 20.)

AND

THE INTERPRETATION AND GENERAL
CLAUSES ORDINANCE.

(Chapter 1 of the Revised Edition, Section 13.)

GOVERNMENT NOTICE No. 406 OF 1926.

LOCAL NATIVE COUNCIL, SOUTH KAVIRONDO, KISII.

APPOINTMENTS.

IN EXERCISE of the powers thereunto enabling me, I hereby appoint the persons named in the Schedule annexed hereto to be members of the South Kavirondo, Kisii, Local Native Council, established under Government Notice No. 299 of 1925.

Nairobi,

9th June, 1927.

G. V. MAXWELL,
Chief Native Commissioner.

SCHEDULE.

Nominated by Government.

Headman Obuto s/o Ngochi, of South Mugirango Location, vice Owino s/o Oketch, deposed. Appointed by Government Notice No. 300 of 23rd July, 1925.

Musa Nyandusi s/o Ayaka, of Nyaribari Location, vice Kiturengia s/o Tirimba, deceased. Appointed by Government Notice No. 300 of 23rd July, 1925.

GOVERNMENT NOTICE No. 352.

THE NATIVE AUTHORITY ORDINANCE.

(Chapter 129 of the Revised Edition as amended by the Revised Edition of the Laws (Operation) Ordinance, 1926, Section 20.)

AND

THE INTERPRETATION AND GENERAL CLAUSES ORDINANCE.

(Chapter 1 of the Revised Edition, Section 13.)

GOVERNMENT NOTICE No. 406 of 1926.

LOCAL NATIVE COUNCIL, SOUTH KAVIRONDO (LUO).
APPOINTMENT.

IN EXERCISE of the powers thereunto enabling me, I hereby appoint the person named in the Schedule annexed hereto to be a member of the South Kavirondo, (Luo) Local Native Council, established under Government Notice No. 295 of 1925.

Nairobi,

9th June, 1927.

G. V. MAXWELL,
Chief Native Commissioner.

SCHEDULE.

Nominated by Government.

Obeiwa s/o Simba, of Mumbo Location, vice Philip Owili, deposed on being sentenced for a criminal offence. Appointed by Government Notice No. 296 of 23rd July, 1925.

GOVERNMENT NOTICE No. 353.

THE NATIVE REGISTRATION ORDINANCE.

(Chapter 127 of the Revised Edition, Section 21.)

NOTICE.

IN EXERCISE of the powers thereunto enabling me, I hereby appoint D. Morgan, Esq., Kokwet Estate, Koru, to be a Registration Officer, with effect from 17th of June, 1927.

Nairobi,

Dated 20th June, 1927.

O. F. WATKINS,
Native Research Officer.

GOVERNMENT NOTICE No. 354.

THE REGISTRATION OF TRADE MARKS ORDINANCE.

TRADE MARKS RENEWED.

Trade Mark Number.	Advertised in the Official Gazette.	Name of Applicants.	Class.
107/13	1-7-13	Hodgson & Simpson Limited	47
108/13	do	do	48
109/13	do	do	47
110/13	do	do	48

Nairobi,

17th June, 1927.

W. M. KEATINGE,
Registrar of Trade Marks.

GENERAL NOTICE No. 573.

THE DISEASES OF ANIMALS ORDINANCE.

IN EXERCISE of the powers conferred upon me by Rules Nos. 13 and 56 of the Diseases of Animals Rules, 1918, I hereby appoint the gentlemen named hereunder to be Honorary Permit Issuers for the purposes of the said rules:—

Captain C. Soames, Murindas, P.O. Molo.

C. Selby Lowndes, Esq., P.O. Molo.

Nairobi,

5th day of May, 1927.

H. H. BRASSEY EDWARDS,
for Chief Veterinary Officer.

GENERAL NOTICE No. 574.

THE DISEASES OF ANIMALS ORDINANCE.

IN EXERCISE of the powers conferred upon me by Rules Nos. 13 and 56 of the Diseases of Animals Rules, 1918, I hereby declare that the gentleman named hereunder ceases to be an Honorary Permit Issuer for the purposes of the said rules:—

Major A. K. O'Brien, Farm 1441, P.O. Lumbwa.

Nairobi,

The 22nd day of June, 1927.

H. H. BRASSEY EDWARDS,
for Chief Veterinary Officer.

GENERAL NOTICE No. 575.

NOTICE.

THE ESTATE DUTY (CONSOLIDATION) ORDINANCE, 1926.

Appointment of Approved Valuers.

IN EXERCISE of the powers thereunto enabling them, the Estate Duty Commissioners have approved as a Valuer for the purposes of the Estate Duty (Consolidation) Ordinance, 1926, the person whose name is shown in the schedule hereto.

This appointment is in addition to those notified in General Notice No. 809 in the Official Gazette, dated the 11th of August, 1926, and subsequent notices.

H. NIEBURG,
Secretary,
Board of Estate Duty Commissioners.

SCHEDULE.

R. V. Lane, Esq., Nairobi.

The Treasury,
Nairobi,

This 20th day of June, 1927.

GENERAL NOTICE NO 576

NOTICE.

REQUIRED, THREE TEMPORARY TRAINED SURVEYORS
FOR FARM SURVEYS IN IRINGA AND ARUSHA
PROVINCES, TANGANYIKA TERRITORY.

Qualifications.

Experience in the use of theodolite, in running theodolite and chain traverses, tertiary triangulation, and ability to work out computations for such work. A knowledge of plane table work is desirable, but not essential.

Conditions of Service.

One year to eighteen months, salary £700 per annum, travelling allowance of Shs. 8 a day up to a maximum of £60 a year, employment of 20 porters on safari and free transport on duty.

Applications should be made to the Director of Surveys, Dar-es-Salaam, and should reach him not later than July 30th, 1927.

GENERAL NOTICE NO. 577.

NOTICE.

UNDER THE LIQUOR ORDINANCE, 1909.

THE following applications for liquor licences have been granted by the Plateau Licensing Court held at the offices of the Senior Commissioner, Eldoret, on the 13th day of June, 1927:—

1. **ELDORET HOTEL, LTD.**
Hotel Liquor Licence. Hotel Premises, Plot No. 1, Section 27, Eldoret Township. Granted for 6 months.
2. **BHALLA BROTHERS.**
Wine Merchants' and Grocers' Liquor Licence. Plot No. 15, Section IX, Eldoret Township. Granted for 6 months.
3. **MOUNT ELGON STORES.**
Wine Merchants' and Grocers' Liquor Licence. Store adjacent to Elgon Club on the Kisumu-Kitale Road, 3 miles from Kiminini Police Post, Trans Nzoia District. Granted for 6 months.
4. **MAJOR A. G. C. STEWART SIM.**
Wine Merchants' and Grocers' Liquor Licence. Store at Cherangani, Trans Nzoia. Granted for 6 months.

5. **T. A. D'SOUZA, ELDORET.**

General Retail Liquor Licence (confirmation of transfer from D. R. Fernandes and transfer of premises from Plot 7, Section X to Plot 6, Section IX, Eldoret Township). Granted for 6 months.

6. **COMMERCIAL HOTEL (PROPRIETOR, A. FOTELLE).**

General Retail Liquor Licence (transfer of licence from Plateau Hotels, Ltd., Eldoret Bar). Granted for 6 months.

Eldoret,

18th June, 1927.

A. J. MACLEAN.

Chairman,
Plateau Licensing Area.

GENERAL NOTICE NO. 578.

NOTICE.

GRAZING IN NGONG FORESTS.

TENDERS are invited for the grazing rights for a period of three years over an area of approximately 1,500 acres of the grass glades in the southern part of the Ngong Road Forest Reserve (Langata Forest) adjoining the Mbagathi A farms.

2. The basis of tender to be an annual licence fee payable in advance on the date of issue of the licence and thereafter on the same date in the two succeeding years.

3. The successful tenderers will be given licences the terms of which may be seen at the office of the undersigned.

The area may be inspected by arrangement with the Assistant Forester, Ngong Road.

4. All regulations with regard to the movement of cattle imposed by the Veterinary Department will have to be strictly adhered to.

5. Tenders should be forwarded to the Acting Conservator of Forests, P.O. Box 337, Nairobi, and will be received up to and including the 4th July, 1927.

6. The highest or any tender will not necessarily be accepted.

Nairobi,

25th June, 1927.

N. V. BRASNETT.

for Acting Conservator of Forests.

GENERAL NOTICE NO. 405.

NOTICE.

SESSIONS of His Majesty's Supreme Court of Kenya will be held at the places and on the dates hereinafter set out:—

CAUSE LIST.

NYERI, 27TH JUNE, 1927.

Objections to the list of Jurors and Assessors.

Criminal Case No. 62/27. Rex vs. Adan Ismail.

" " 84/27. Rex vs. NYI. 723909 Ndirangu s/o Gichuki.

MERU, 29TH JUNE, 1927.

Criminal Case No. 47/27. Rex vs. M'Karechia s/o Kitunga.

" " 79/27. Rex vs. (1) M'Ngararu wa Bairuria, and 2 others.

" " 80/27. Rex vs. Thie wa Labariksaa.

FORT HALL, 4TH JULY, 1927.

Criminal Case No. 63/27. NYI. 718561 Wanjau wa Kiagu.

" " 67/27. Rex vs. Njeroge wa Njuguna.

" " 75/27. Rex vs. (1)Gazumbi wa Wanganga, (2) Wanganga wa Gatumbi.

" " 76/27. Rex vs. F.H. 0589364 Mulundwa wa Nzioko.

Nairobi,

2nd May, 1927.

D. EDWARDS,

Registrar,

H. M. Supreme Court of Kenya.

GENERAL NOTICE No. 556.

NOTICE.

SESSIONS of His Majesty's Supreme Court of Kenya will be held at the places and on the dates hereinafter set out:—

CAUSE LIST.

NAIVASHA, 16TH JULY, 1927.

Criminal Case No. 74/27. Rex *vs.* NBI. 2456232 Waweru s/o Kinanjui.

ELDORET, 18TH JULY, 1927.

Criminal Case No. 73/27. Rex *vs.* (1) Abdul Majid Khan, (2) Kirparam.

„ „ 86/27. Rex *vs.* L. Dantanarayne.

„ „ 69/27. Rex *vs.* L. Dantanarayne.

„ „ 91/27. Rex *vs.* D. Bothma.

District Registry.

Civil Case No. 28/26. NK. 120222 Karibo s/o Sherimba *vs.* Manai s/o Kirobi.

„ „ 6/27. Thos. J. O'Shea & Co. *vs.* S. W. Cloete.

„ „ 7/27. NK. 119232 Makola s/o Muritwa *vs.* Kamhoi s/o Albisia.

„ „ 10/27. UGU. 0386498 Nganga s/o Kiyongo *vs.* Busia s/o Moiro.

„ „ 11/27. UGU. 0387049 Olumas s/o Oluawi *vs.* Barasa s/o ?

„ „ 12/27. NDI. 0979552 Mutoni s/o Mykoya *vs.* Wandati s/o Makaja.

„ „ 13/27. NDI. 374157 Mapengo s/o Kimase *vs.* Tamirkoi d/o Arap Telongit.

„ „ 14/27. The Kitale and Hoey's Bridge Stores, Ltd. *vs.* Fred Davies.

„ „ 15/27. NDI. 371186 Chemirimir arap Saus *vs.* Anjala arap Simboli.

Civil Appeal No. 20/27. Major Halligan Jolly *vs.* Thos. J. O'Shea & Co.

KITALE, 22ND JULY, 1927.

Criminal Case No. 50/27. Rex *vs.* (1) Kongai s/o Lokomon and Erdung s/o Amodomang.

„ „ 68/27. Rex *vs.* Muthaka s/o Ngui.

„ „ 81/27. Rex *vs.* Mosumi s/o Wandamba.

„ „ 89/27. Rex *vs.* Hassan bin Abdulla.

KISUMU, 25TH JULY, 1927.

NAKURU, 2ND AUGUST, 1927.

Criminal Case No. 85/27. Rex *vs.* NKU. 0403858 Kangosi Njenge.

Criminal Case No. 90/27. Rex *vs.* KSU. 63989 Ochanda s/o Okoth.

Nakuru District Registry.

Insolvency Cause No. 4/26 *re* Gordan Wilmot.

Civil Case No. 30/26. Karia s/o Badil *vs.* Nalomuto d/o Ngaino.

„ „ 32/26. The Rift Valley Service Garage, Ltd. *vs.* Buket bin Bilal.

„ „ 6/27. NKU. 0407822 Komu wa Muni *vs.* Komu—Karunga.

„ „ 10/27. KBU. 474027 Mangurio Kabaki *vs.* Mangai Mangurio.

„ „ 12/27. NKU. 412032 Mara Kiori *vs.* Moitireri Njau.

„ „ 13/27. The Kenya Farmers' Association, Ltd. *vs.* A. Larson.

„ „ 16/27. The Rift Valley Service Garage, Ltd. *vs.* L. A. Wisdom.

„ „ 21/27. NKU. 0410571 Ritho wa Karume *vs.* Gatua Jamo.

„ „ 22/27. The Nakuru War Memorial Hospital *vs.* P. C. Forrester.

„ „ 23/27. The Nakuru War Memorial Hospital *vs.* W. Lavendar.

„ „ 24/27. NKU. 2405310 Gachuti Wachira *vs.* Bache Wagura.

B. V. SHAW,

Acting Deputy Registrar,

H. M. Supreme Court of Kenya.

GENERAL NOTICE No. 579.

IN THE DISTRICT DELEGATE'S COURT
AT ELDORET.

PROBATE AND ADMINISTRATION.

CAUSE No. 4 of 1927.

NOTICE OF APPLICATION FOR ADMINISTRATION OF ESTATE OF JOHN WILLIAM WRIGHT, LATE OF RONDEBOSCH, IN THE PROVINCE OF THE CAPE OF GOOD HOPE, UNION OF SOUTH AFRICA, DECEASED.

TAKE NOTICE that application having been made by William Abercrombie Shaw, of Eldoret, in the Colony of Kenya, for the administration with exemplification of will annexed of the estate of John William Wright, late of Rondebosch, in the Province of the Cape of Good Hope, Union of South Africa, who died at Rondebosch, in the Province of Good Hope, Union of South Africa on the 25th day of March, 1926, this Court will proceed to make a decree in the same unless cause be shown to the contrary and appearance in this respect entered on or before the 11th day of July, 1927.

Eldoret,
20th June, 1927.

A. J. MACLEAN,
District Delegate.

NOTE:—The certified copy of the will above named is now deposited and open to inspection at the Court.

GENERAL NOTICE No. 580.

IN THE DISTRICT DELEGATE'S COURT
AT ELDORET.

PROBATE AND ADMINISTRATION.

CAUSE No. 5 of 1927.

NOTICE OF APPLICATION FOR ADMINISTRATION OF ESTATE OF FRANK LAMB LORIMER, LATE OF 45, WESTMEATH ROAD, PARKVIEW, JOHANNESBURG, IN THE UNION OF SOUTH AFRICA, DECEASED.

TAKE NOTICE that application having been made in this Court by William Abercrombie Shaw, of Eldoret, in the Colony of Kenya, for the administration with exemplification of will annexed of the estate of Frank Lamb Lorimer, late of 45, Westmeath Road, Parkview, Johannesburg, Union of South Africa, who died at Pretoria, Union of South Africa on the 27th day of May, 1925, this Court will proceed to make a decree in the same unless cause be shown to the contrary and appearance in this respect entered on or before the 11th day of July, 1927.

Eldoret,
20th June, 1927.

A. J. MACLEAN,
District Delegate.

NOTE:—The certified copy of the will above named is now deposited and open to inspection at the Court.

GENERAL NOTICE No. 581.

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT MOMBASA.

PROBATE AND ADMINISTRATION.

CAUSE No. 15 of 1927.

IN THE MATTER OF PERCY FRANCIS GETHIN, DECEASED,
AND

IN THE MATTER OF AN APPLICATION FOR SEALING IN KENYA, THE PROBATE GRANTED BY THE SUPREME COURT OF JUDICATURE IN ENGLAND TO HERBERT LEITH MURRAY AND FREDERICK VANGO BURRIDGE.

To all whom it may concern.

NOTICE is hereby given that application having been made to this Court by Herbert Leith Murray, of 13, Rodney Street, Liverpool, in the County of Lancaster, Doctor of Medicine, and Frederick Vango Burridge, of Southwood Lane, Jackson's Lane, Highgate, in the County of Middlesex, Principal, Central School of Arts and Crafts, for the re-seal of the probate of the will of Percy Francis Gethin, of 50, Rochester Row, Westminster, in the County of Middlesex, Second-Lieutenant, who died on the 28th day of June, 1916, in France, killed in action, granted forth by the High Court of Justice, in England, this Court will proceed to make a decree in the same unless cause be shown to the contrary and appearance in this respect entered on or before the 6th day of July, 1927.

Mombasa,
16th June, 1927.

E. J. O'FARRELL,
*Deputy Registrar,
Supreme Court of Kenya.*

GENERAL NOTICE No. 582.

PROBATE AND ADMINISTRATION.

PUBLIC TRUSTEE'S CAUSE No. 62 of 1927.

IN THE MATTER OF SHEIKH SALIM BIN MOHAMED,
BASHARAHIL, DECEASED.

To all whom it may concern.

TAKE NOTICE that on or after the 19th day of July, 1927, I intend to apply to the Supreme Court of Kenya at Nairobi, for an order to administer the estate of the above-named Sheikh Salim bin Mohamed, Basharahil, who died at Mombasa on the 19th day of June, 1927.

Nairobi,
25th June, 1927.

W. M. KEATINGE,
Public Trustee.

GENERAL NOTICE No. 583.

PROBATE AND ADMINISTRATION.

PUBLIC TRUSTEE'S CAUSE No. 63 of 1927.

IN THE MATTER OF MWATATU BINTI CHAKWE, DECEASED.

To all whom it may concern.

TAKE NOTICE that on or after the 19th day of July, 1927, I intend to apply to the Supreme Court of Kenya at Mombasa, for an order to administer the estate of the above-named Mwatatu binti Chakwe, who died at Mombasa on the 30th day of May, 1927.

Nairobi,
25th June, 1927.

W. M. KEATINGE,
Public Trustee.

GENERAL NOTICE No. 584.

PROBATE AND ADMINISTRATION.

PUBLIC TRUSTEE'S CAUSE No. 59 of 1927.

IN THE MATTER OF MOHAMED BIN SALIM, DECEASED.

To all whom it may concern.

TAKE NOTICE that on or after the 5th day of July, 1927, I intend to apply to the Supreme Court of Kenya at Nairobi, for an order to administer the estate of the above-named Mohamed bin Salim, who died at Mombasa in the month of August, 1921.

Nairobi,
18th June, 1927.

J. B. WITHERICK,
for Public Trustee.

GENERAL NOTICE No. 585.

NOTICE.

NOTICE is hereby given that Eustace Henry Denne retires from partnership in the firm of Smith, Mackenzie and Company, as from 30th June, 1927.

SMITH, MACKENZIE & CO.

GENERAL NOTICE No. 586.

NOTICE.

I hereby give notice that as and from the date hereof, I will assume, and in future be known by my maiden name: MABEL WINIFRED BLACKWELL (formerly McPherson).

Dated at Nairobi the 22nd June, 1927.

MABEL W. BLACKWELL.

GENERAL NOTICE No. 587.

LAIKIPIA CO-OPERATIVE SOCIETY, LTD.

(IN LIQUIDATION).

NOTICE is hereby given that in compliance with Section 217 of the Companies Ordinance, 1921, a general meeting of the members of the above Company will be held at the Laikipia Gymkhana Club, on Saturday, July 23rd, at 10 o'clock in the forenoon, for the purpose of having an account laid before them showing the manner in which the winding up has been conducted, and the property of the Company disposed of, and of hearing any explanations that may be given by the liquidator, and also determining by extraordinary resolution the manner in which the books, accounts and documents of the Company and of the liquidator thereof, shall be disposed of.

Dated this 21st day of June, 1927.

W. A. RUTHERFORD.
Liquidator.

GENERAL NOTICE No. 565

NOTICE.

DISSOLUTION OF PARTNERSHIP.

NOTICE is hereby given to all whom it may concern that the partnership business previously carried on by us the undersigned under the style of Shah & Co., at Eldoret, as shopkeepers has been dissolved by mutual consent as from the 14th day of June, 1927, by the retirement of Lakhamshi Sunderji Shah.

All assets and liabilities of the said firm are taken over and assumed by Jethalal Sunderji Shah, to whom all money paid, and who will also pay the liabilities thereof.

Dated at Eldoret this 14th day of June, 1927.

LAKHAMSI SUNDERJI SHAH.
JETHALAL SUNDERJI SHAH.

Witnessed by:—

P. R. SHETH.
GIRDHARI LAL.

GENERAL NOTICE No. 551.

EASTLEIGH TOWNSHIP.

SALE OF PLOTS.

THE undermentioned plots situated in Eastleigh Township have been attached on account of the non-payment of township rates levied under the Eastleigh Township Assessment and Rating Rules, 1922, and will be offered for sale by public auction by the Court Broker, Mr. C. Denovan, at his office in Standard Street, Nairobi, on Monday, July 11th at 10 a.m.

Plot No.	Section.	Registered Owner.	Land Registry Reference.
788	III	Haji Ali Saad al Muhtadi	Vol. No. N. 26, Folio 134
789	III	Haji Ali Saad al Muhtadi	" " 26 " 138
857	I	Alarika s/o Gulam Hussein	" " 12 " 40
696	I	Amba Jetha	" " 17 " 102
93	III	Charles Henry Broomfield	" " 24 " 246
285	II	Abdul Elahi s/o Hassan	" " 24 " 222
292	II	Abdul Elahi s/o Hassan	" " 24 " 224
778	I	Bhoga (Bhago) Singh s/o Nand Singh	" " 12 " 122
198	III	Beant Singh s/o Khushal Singh Nagina	" " 5 " 132
		Singh s/o Attar Singh	" " 3 " 408
725	III	Charn Das s/o Govind Ram	" " 5 " 230
344	III	A. M. Coelho	" " 26 " 194
652	II	Chhaganlal Girdharlal Sha	" " 24 " 120
754	I	Chhotalal Chakoo	" " 12 " 156
172	I	Edith Everlyn Court	" " 16 " 418
411	II	Cherag Din s/o Boga	" " 12 " 326
638	II	Damodar Devchand	" " 5 " 40
433	II	Dil Mohamed s/o Rahim Bux	" " 3 " 352
73	II	Devchand Sunderji Thaker	" " 16 " 122
1017	III	Gulam Mohamed s/o Elmar Bux	" " 5 " 100
5	III	Mrs. Goolbai Peroshaw Chinoy	" " 16 " 244
560	II	Gurdit Singh s/o Nehar Singh	" " 5 " 116
616	II	Francis Gomes	" " 13 " 294
683	III	Gulam Hussein Popat Premji	" " 13 " 294
1262	III	Gulam Hussein Popat Premji	" " 5 " 30
736	III	Husen Bux s/o Mohamed Bux	" " 19 " 243
202	III	Husseinbhai Mohamedbhai Noorbhai	" " 26 " 18
201	III	Hassanali Abdul Hussein Putwa	" " 11 " 224
759	I	Kurji Walji & Sons	

Nairobi,
9th June, 1927.

W. W. RIDOUT,
Superintendent, Suburban Areas.

GENERAL NOTICE NO. 548.

THE CROWN LANDS ORDINANCE, 1915.

NOTICE.

Gilgil Township Plots.

NOTICE is hereby given that grants in respect of the plots at Gilgil specified in the Schedules hereto will be sold by auction at Gilgil, on Wednesday, the 20th July, 1927, commencing at 10 a.m.

Plans of the plots may be seen at the office of the Department of Lands, Nairobi, and at the office of the Resident Commissioner, Naivasha, or may be had on application to the Department of Lands on payment of Shs. 4, post free.

The right to withdraw any plot from the auction is reserved to the Commissioner of Lands.

GENERAL CONDITIONS OF SALE.

1. Each plot will be auctioned separately.
2. The amount of the advance of each bid will be regulated by the auctioneer, and no bidding shall be retracted.
3. The highest bidder will be the purchaser, but if any dispute arise as to any bid, the plot will be re-offered at the last undisputed bid.
4. Each purchaser shall pay to the auctioneer immediately on the fall of the hammer a deposit of 25% of the purchase money. In default of such payment the plot may be immediately re-offered for sale, and any subsequent bid by the person who has made default may be ignored or refused.
5. Each purchaser shall on paying the deposit inform the auctioneer of the name or names of the person or persons on whose behalf the plot is purchased; the grant will be issued in accordance with this information.
6. The balance of the purchase money, together with the rent due to the 31st December, 1927, the Survey Fees, Shs. 70, the fees payable for the preparation and registration of the grant, Shs. 110, and the Stamp Duty payable in respect of the grant, and all other expenses, if any, shall be paid to the Commissioner, of Lands, Nairobi, within seven days from the date of the sale, and upon such payments being duly made the purchaser shall, subject to the provisions of the Crown Lands Ordinance, 1915, and if the conditions of sale have been complied with, be entitled to a grant of the plot, which grant shall be presented to him duly executed as soon as conveniently may be. Provided that the balance of the purchase money shall not be payable within the time stated or thereafter, unless and until the Commissioner of Lands can present to the purchaser the grant of the plot duly executed.
7. Subject to the proviso contained in Condition No. 6 if the amounts therein mentioned are not paid to the Commissioner of Lands, at the Land Department, Nairobi, within seven days from the date of sale, the Commissioner of Lands may order the deposit made by the purchaser to be forfeited and the purchaser shall have no further claim to a grant of the plot.

8. The Government or such person or authority as may be appointed for the purpose shall have the right to enter upon any plot and lay and have access to water mains, service pipes, telegraph or telephone wires, and electric mains of all descriptions whether overhead or underground, and the grantees shall not erect any building in such a way as to cover or interfere with any existing routes, main or service pipes or the telegraph or telephone wires and electric mains aforementioned.

9. No building shall be erected on any plot unless plans (including block plan showing the position of the buildings) drawings, elevations and specifications thereof shall have been previously approved by the Local Authority and by the Commissioner of Lands or such other person as he may appoint. Such plans, etc., shall be submitted in triplicate to the Resident Commissioner for necessary action.

10. Each grantee will be responsible for the proportionate cost of roads and drains when construction is complete.

11. The term of each grant will be 99 years from the 1st day of August, 1927.

SPECIAL CONDITIONS IN RESPECT OF BUSINESS PLOTS.

1. The plots enumerated in Schedules Nos. 1, 2, 3 and 4 may be used for the combined purpose of business and residence. Those in Schedule No. 3 are specially offered to accommodate garages, and those in Schedule No. 4 for factories, mills and garages.
2. Not more than one-half of the area of any plot shall be built upon without consent.
3. Each purchaser of a plot in Schedules Nos. 1 and 3 shall erect within two years of the commencement of his grant a building of approved design constructed of stone, burnt brick, or concrete, on proper foundations.
4. Each purchaser of a plot in Schedules Nos. 2 and 4 shall erect within two years of the commencement of his grant a building of approved design constructed of stone, burnt brick, concrete, asbestos, wood, or iron, on proper foundations.
5. The grantee shall not at any time subdivide the plot, or assign or sublet any portion of the plot without the consent of the Governor.
6. At no time during the term of the grant shall any plot or any portion thereof or any building erected on the plot be used for the purpose of carrying on any of the following trades:—
Blood-boiler, bone-boiler, fellmonger, soap-boiler, tallow-melter, tripe-boiler, blood-drier, leather-dresser, tanner, fat-melter or extractor, glue-maker, size-scraper, gut-scraper, knacker, slaughterer of animals, storage of hides, bacon-curing, artificial manure-making, oilcloth and linoleum making, indiarubber-making, varnish-making, and oil-boiling, paper-making, manufacture of alkali, trades associated with the generation or irrespirable gases, manufacture of horse-hair, wool-sorting, trades associated with the use of poisonous metals, or any other trade or business which may be declared to be dangerous or offensive by notice in the Official Gazette.
7. Any building erected shall conform to a building line decided upon by the Local Authority.
8. Verandahs may be erected within a road reserve with the previous consent of the Local Authority and must conform to a building line decided upon by such Authority.

SCHEDULE NO. 1 REFERRED TO IN NOTICE OF SALE.
FIRST CLASS BUSINESS PLOTS.

Plot No.	Section No.	Area Acres.	Upset Price. Shs.	Rent per Annum. Shs.	Proportionate Rent from 1-8-27 to 31-12-27. Shs.
2	II ...	0-17218 ...	300 ...	72 ...	30
3	II ...	0-17218 ...	300 ...	72 ...	30
4	II ...	0-17218 ...	300 ...	72 ...	30
5	II ...	0-17218 ...	300 ...	72 ...	30
6	II ...	0-17218 ...	300 ...	72 ...	30
7	II ...	0-17218 ...	300 ...	72 ...	30

SCHEDULE NO. 2 REFERRED TO IN NOTICE OF SALE.
SECOND CLASS BUSINESS PLOTS.

Plot No.	Section No.	Area Acres.	Upset Price. Shs.	Rent per Annum. Shs.	Proportionate Rent from 1-8-27 to 31-12-27. Shs.
1	XI ...	0-17189 ...	200 ...	72 ...	30
2	XI ...	0-17218 ...	200 ...	72 ...	30
3	XI ...	0-17218 ...	200 ...	72 ...	30
4	XI ...	0-17218 ...	200 ...	72 ...	30
5	XI ...	0-17218 ...	200 ...	72 ...	30
6	XI ...	0-17218 ...	200 ...	72 ...	30
7	XI ...	0-17218 ...	200 ...	72 ...	30
9	XI ...	0-17218 ...	200 ...	72 ...	30
10	XI ...	0-17218 ...	200 ...	72 ...	30
11	XI ...	0-17218 ...	200 ...	72 ...	30
12	XI ...	0-17218 ...	200 ...	72 ...	30
13	XI ...	0-17218 ...	200 ...	72 ...	30
14	XI ...	0-17218 ...	200 ...	72 ...	30
15	XI ...	0-17189 ...	200 ...	72 ...	30

SCHEDULE NO. 3 REFERRED TO IN NOTICE OF SALE.
GARAGE PLOTS.

Plot No.	Section No.	Area Acres.	Upset Price. Shs.	Rent per Annum. Shs.	Proportionate Rent from 1-8-27 to 31-12-27. Shs.
12	II ...	0-34435 ...	500 ...	120 ...	50
13	II ...	0-34435 ...	500 ...	120 ...	50
14	II ...	0-34297 ...	500 ...	120 ...	50
15	II ...	0-43600 ...	600 ...	144 ...	60

SCHEDULE NO. 4 REFERRED TO IN NOTICE OF SALE.
FACTORY, MILL OR GARAGE PLOTS.

Plot No.	Section No.	Area Acres.	Upset Price. Shs.	Rent per Annum. Shs.	Proportionate Rent from 1-8-27 to 31-12-27. Shs.
16	II ...	0-6700 ...	900 ...	216 ...	90
3	III ...	0-6820 ...	900 ...	216 ...	90
4	III ...	0-4488 ...	600 ...	144 ...	60
5	III ...	0-8430 ...	1200 ...	288 ...	120

Nairobi,
7th June, 1927.

H. W. BORROW,
for Acting Commissioner of Lands.

GENERAL NOTICE NO. 549.

THE CROWN LANDS ORDINANCE, 1915.

NOTICE.

Lumbwa Township Plots.

NOTICE is hereby given that grants in respect of the plots at Lumbwa specified in the Schedule hereto will be sold by auction at Lumbwa, on Thursday, the 21st July, 1927, commencing at 2-15 p.m.

Plans of the plots may be seen at the office of the Department of Lands, Nairobi, and at the office of the Resident Commissioner at Kisumu, or may be had on application to the Department of Lands on payment of Shs. 4, post free.

The right to withdraw any plot from the auction is reserved to the Commissioner of Lands.

CONDITIONS OF SALE AND GRANT.

1. Each plot will be auctioned separately.
2. The amount of the advance of each bid will be regulated by the auctioneer, and no bidding shall be retracted.
3. The highest bidder will be the purchaser, but if any dispute arise as to any bid, the plot will be re-offered at the last undisputed bid.
4. Each purchaser shall pay to the auctioneer immediately on the fall of the hammer a deposit of 25% of the purchase money. In default of such payment the plot may be immediately re-offered for sale, and any subsequent bid by the person who has made default may be ignored or refused.
5. Each purchaser shall on paying the deposit inform the auctioneer of the name or names of the person or persons on whose behalf the plot is purchased; the grant will be issued in accordance with this information.
6. The balance of the purchase money, together with the rent due to the 31st December, 1927, the Survey Fees, Shs. 70, the fees payable for the preparation and registration of the grant, Shs. 110, and the Stamp Duty payable in respect of the grant, and all other expenses, if any, shall be paid to the Commissioner, of Lands, Nairobi, within seven days from the date of the sale, and upon such payments being duly made the purchaser shall, subject to the provisions of the Crown Lands Ordinance, 1915, and if the conditions of sale have been complied with, be entitled to a grant of the plot, which grant shall be presented to him duly executed as soon as conveniently may be. Provided that the balance of the purchase money shall not be payable within the time stated or thereafter, unless and until the Commissioner of Lands can present to the purchaser the grant of the plot duly executed.
7. Subject to the proviso contained in Condition No. 6 if the amounts therein mentioned are not paid to the Commissioner of Lands, at the Land Department, Nairobi, within seven days from the date of sale, the Commissioner of Lands may order the deposit made by the purchaser to be forfeited and the purchaser shall have no further claim to a grant of the plot.

8. The Government or such person or authority as may be appointed for the purpose shall have the right to enter upon any plot and lay and have access to water mains, service pipes, telegraph or telephone wires, and electric mains of all descriptions whether overhead or underground, and the grantees shall not erect any building in such a way as to cover or interfere with any existing routes, main or service pipes or the telegraph or telephone wires and electric mains aforementioned.

9. No building shall be erected on any plot unless plans (including block plan showing the position of the buildings) drawings, elevations and specifications thereof shall have been previously approved by the Local Authority and by the Commissioner of Lands or such other person as he may appoint. Such plans, etc., shall be submitted in triplicate to the Resident Commissioner for necessary action.

10. Each grantee will be responsible for the proportionate cost of roads and drains when construction is complete.

11. The term of each grant will be 99 years from the 1st day of August, 1927, except in respect of Plots Nos. 1, 6 and 7 which will date from the 1st October, 1927, unless purchased by the present occupier.

12. The plots may be used for the combined purpose of business and residence.

13. Not more than one-half of the area of any plot shall be built upon without consent.

14. Each purchaser of a plot shall erect within two years of the commencement of his grant a building of approved design constructed of stone, burnt brick, concrete, asbestos, wood, or iron, on proper foundations.

15. The grantee shall not at any time subdivide the plot, or assign or sublet any portion of the plot without the consent of the Governor.

16. At no time during the term of the grant shall any plot or any portion thereof or any building erected on the plot be used for the purpose of carrying on any of the following trades:—

Blood-boiler, bone-boiler, fellmonger, soap-boiler, tallow-melter, tripe-boiler, blood-drier, leather-dresser, tanner, fat-melter or extractor, glue-maker, size-scraper, gut-scraper, knacker, slaughterer of animals, storage of hides, bacon-curing, artificial manure-making, oilcloth and linoleum making, indiarubber-making, varnish-making, and oil-boiling, paper-making, manufacture of alkali, trades associated with the generation or irrespirable gases, manufacture of horse-hair, wool-sorting, trades associated with the use of poisonous metals, or any other trade or business which may be declared to be dangerous or offensive by notice in the Official Gazette.

17. Any building erected shall conform to a building line decided upon by the Local Authority.

18. Verandahs may be erected within a road reserve with the previous consent of the Local Authority and must conform to a building line decided upon by such Authority.

SCHEDULE REFERRED IN NOTICE OF SALE.

Plot No.	Section No.	Area Acres	Rent per Annum. Shs	Upset Price Shs	Proposed rent from 1-8-27 to 31-12-27.
1	XV ...	0-12913 ...	72 ...	200 ...	30
2	XV ...	0-12913 ...	72 ...	200 ...	30
3	XV ...	0-12913 ...	72 ...	200 ...	30
4	XV ...	0-12913 ...	72 ...	200 ...	30
5	XV ...	0-12913 ...	72 ...	200 ...	30
6	XV ...	0-12913 ...	72 ...	200 ...	30
7	XV ...	0-12913 ...	72 ...	200 ...	30
8	XV ...	0-12913 ...	72 ...	200 ...	30
9	XV ...	0-13774 ...	72 ...	200 ...	30
10	XV ...	0-13774 ...	72 ...	200 ...	30
11	XV ...	0-13774 ...	72 ...	200 ...	30
12	XV ...	0-12913 ...	72 ...	200 ...	30
13	XV ...	0-12913 ...	72 ...	200 ...	30
14	XV ...	0-12913 ...	72 ...	200 ...	30
15	XV ...	0-12913 ...	72 ...	200 ...	30
16	XV ...	0-09634 ...	72 ...	200 ...	30

Nairobi,

7th June, 1927.

H. W. BORROW,
for Acting Commissioner of Lands.

GENERAL NOTICE NO. 555.

UNDER THE CROWN LANDS ORDINANCE,
1915.

ALIENATION OF COAST LAND.

TENDERS by way of a purchase price per acre are invited for the grant of two blocks of 5,000 acres each situated in the vicinity of Mida Creek.

2. Plans showing the approximate position of these blocks may be seen at the Department of Lands, Nairobi, or at the office of the Assistant Land Officer, Mombasa, or may be had on application on payment of Shs. 4, post free.

3. Tenderers may be required to show proof of means.

4. The grants will be for the term of 999 years as from the 1st September, 1927, and will be subject to the ordinary conditions of the Crown Lands Ordinance, 1915, rent at the rate of cents 20 per acre per annum being payable as from the date of the commencement of the term until 1945 when it will be revisable. Title will be issued under the Registration of Titles Ordinance, 1919.

5. The successful tenderers will be required to pay within seven days of notification that their tenders have been accepted, 10% of the amount tendered and the rent Shs. 333/34 due from 1st September, 1927, to 31st December, 1927. The balance of the purchase price shall be paid prior to the issue of title or may be paid in nine equal annual instalments, the first becoming due on the 1st January, 1928.

6. The blocks have not yet been surveyed. The grantees will be required to make private arrangements for the survey of their areas, such survey to be completed and lodged with the Director of Land Surveys within 12 months of the acceptance of tender.

7. No tender of less than Shs. 2 per acre will be considered. Sealed tenders marked "Tender for Mida Creek Lands" should be deposited with the Assistant Land Officer, Mombasa, before noon, on Saturday, the 30th July, 1927.

The highest or any tender will not necessarily be accepted.

Nairobi,

13th June, 1927.

H. W. BORROW,
for Acting Commissioner of Lands.

GENERAL NOTICE No. 588

NOTICE.

NOTICE is hereby given that the undermentioned goods will be sold by public auction at the Custom House, Mombasa, on the 2nd August, 1927, if not cleared before that date and the proceeds will be applied as follows:—

Firstly, in the payment of expenses of the sale;

Secondly, in payment of the duty;

Thirdly, in the payment of the warehouse rent and charges;

Fourthly, in the payment of the freight, if any, due upon the goods if written notice of such freight shall have been given to the Collector

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

Custom House,
Mombasa, 22nd June, 1927

G. WALSH,
Commissioner of Customs, Kenya and Uganda.

UNCLAIMED CARGO LYING IN THE KING'S WAREHOUSE, KILINDINI, OVER FOUR MONTHS
AND TWENTY-ONE DAYS.

FOR SALE ON 2ND AUGUST, 1927.

Date.	Steamer.	Marks and Numbers.	No. & Description of Packages.
1927			
15th Feb.	City of Agra, Europe	T. S. Kivumbi 56106 Mosindi Nil Nil Nil	1 case sewing mach ne 9 pieces gutters 26 loose galv sheets 1 case merchandise
23rd Feb.	Nykerk, Europe	Fixsons Non Acid Mealie fertilisers or Nil Usagara (K.V.W.)	1 bag manure 4 casks cement
3rd Mar.	Sistiana	Windock	1 case asparagus

UNCLAIMED BAGGAGE LYING IN THE KING'S WAREHOUSE, KILINDINI, OVER FOUR MONTHS
AND TWENTY-ONE DAYS.

FOR SALE ON 2ND AUGUST, 1927.

Date.	Steamer.	Marks and Numbers.	Nos. & Description of packages.
1927 17th Feb.	Madura, Europe do	D. R. Crampton Nil	1 case merchandise 1 parcel contg. 1 blanket, 2 over- coats and 1 tennis racquet
25th Feb.	Karoa, Bombay	Nil Nil Nil Nil	3 trunks 1 bedding 1 bag 1 pkg. clothing, old
25th Feb.	Unknown do	Nil Nil	1 meat safe 1 dog kennel
10th Mar.	Khandalla, South	F P C National Bank House Morrison Nbi or Nil	1 box merchandise 1 box

UNCLAIMED CARGO LYING IN THE KING'S WAREHOUSE, MOMBASA OVER FOUR MONTHS
AND TWENTY-ONE DAYS.

FOR SALE ON 2ND AUGUST, 1927.

Date.	Steamer.	Mark and Number.	No. and Description.
1927 25th Feb.	Karoa	Nil	1 Bundle Loose Cloths.

GENERAL NOTICE NO 589.

NOTICE.

The undermentioned have been appointed Contractors by the Central Tender Board, for the supply of food-stuffs for the Colony and Protectorate of Kenya, for six months ending the 31st December, 1927.

Articles.	Name of Contractor.	Place where required.	Delivery.
Beans	Imtiazali & Son, Nairobi	Kabete	F.O.R., Kabete.
"	do.	Kitale	F.O.R., Kitale.
"	do.	Kisumu	F.O.R., Kisumu.
"	do.	Mombasa	F.O.R., Mombasa.
"	do.	Nakuru	F.O.R., Nakuru.
"	do.	Nairobi	Nairobi.
Bran	do.	Kabete	F.O.R., Kabete.
"	do.	Kyambu	Ex-godown, Nairobi.
"	do.	Nairobi	Nairobi.
Bread	Mohamed Ali Nahdi, Mombasa	Mombasa	Mombasa.
"	M. S. Elliot & Co., Nairobi	Nairobi	Nairobi.
Choroko	Kirparam & Son, Nairobi	"	"
Dates	do.	"	"
Fruits	Harold D. Hill, Machakos	"	"
"	Kashibhai Shankerbhai & Co., Nairobi	"	"
Ghee	Kirparam & Son, Nairobi	Kabete	F.O.R., Nairobi.
"	Imtiazali & Son, Nairobi	Kisumu	F.O.R., Kisumu.
"	do.	Mombasa	F.O.R., Mombasa.
"	Kirparam & Son, Nairobi	Nairobi	Nairobi.
"	Imtiazali & Son, Nairobi	Nakuru	F.O.R., Nakuru.
Ground Nuts	Nyanza Oil Co., Kisumu	Kabete	F.O.R., Kabete.
"	Kirparam & Son, Nairobi	Nairobi	Nairobi.
Hay, Lucerne	Manera Farm, Naivasha	Kabete	F.O.R., Kabete.
"	do.	Nairobi	F.O.R., Nairobi.
Jaggery	Maganbhai U. Patel, Kibigori	"	Nairobi.
Lemons	Harold D. Hill, Machakos	Kisumu	F.O.R., Kisumu.
"	Kashibhai Shankerbhai & Co., Nairobi	Kitale	F.O.R., Kitale
"	Hassanali Jivanjee, Mombasa	Mombasa	Mombasa.
"	Harold D. Hill, Machakos	Nairobi	Nairobi.
"	do.	Nakuru	Nakuru.
Maize Meal	Kibui wa Karugui, Kabete	Kabete	Kabete.
"	J. A. Sundum, Kitale	Kacheliba	At the foot of Suk Escarpment.
"	Rahim Jivraj, Nairobi	Kisumu	Kisumu.
"	J. A. Sundum, Kitale	Kitale	At the Mill on the Kitale-Kacheliba Road.
"	Imtiazali & Son, Nairobi	Kajiado	F.O.R., Kajiado.
"	do.	Mombasa	F.O.R., Mombasa.
"	do.	Nairobi	Nairobi.
"	do.	Nakuru	F.O.R., Nakuru.
"	Dayalal Vithaldas & Co., Ngong	Ngong	Ngong.
Maize, Crushed	Imtiazali & Son, Nairobi	Eldoret	F.O.R., Eldoret.
"	do.	Kabete	F.O.R., Kabete.
"	Kenya Farmers' Association, Nakuru	Kitale	F.O.R., Kitale.
"	Imtiazali & Son, Nairobi	Kyambu	Nairobi.
"	do.	Lumbwa	F.O.R., Lumbwa.
"	do.	Nairobi	Nairobi.
"	do.	Nakuru	Nakuru.
"	Dayalal Vithaldas & Co., Ngong	Ngong	Ngong.
Maize, Grain	Imtiazali & Son, Nairobi	Kabete	F.O.R., Kabete.
"	Tarachand Mayadari, Nairobi	Kisumu	F.O.R., Kisumu.
"	Imtiazali & Son, Nairobi	Mombasa	F.O.R., Mombasa.
"	do.	Nairobi	Nairobi.
"	do.	Naivasha	F.O.R., Naivasha.
"	do.	Nakuru	F.O.R., Nakuru.
Moong	Kirparam & Son, Nairobi	Nairobi	Nairobi.
Meat, Beef	Smithfield Butchery, Nairobi	Kabete	Kabete.
"	Abdul Mohamed, Kibigori	Kisumu	Kisumu.
"	King & Co., Mombasa	Mombasa	Mombasa.
Meat, Mutton	Hassanali Jivanji, Mombasa	"	"
"	Smithfield Butchery, Nairobi	Nairobi	Nairobi.
Milk, Fresh	Doonholm Dairy, Nairobi	"	"
"	Hassanali Jivanjee, Mombasa	Mombasa	Mombasa.
Potatoes	Premji Hirjee, Elburgon	Kisumu	Kisumu.
"	Hassanali Jivanjee, Mombasa	Mombasa	Mombasa.
"	Kirparam & Son, Nairobi	Nairobi	Nairobi.
"	Premji Hirjee, Elburgon	Nakuru	Nakuru.

NOTICE.

The undermentioned have been appointed Contractors by the Central Tender Board, for the supply of food-stuffs for the Colony and Protectorate of Kenya, for six months ending the 31st December, 1927.—(Contd.).

Articles.	Name of Contractor.	Place where required.	Delivery.
Rice, Polished ...	Hassanali Jivanjee, Mombasa	Mombasa	Mombasa.
Rice, " Unpolished ...	C. C. Monckton & Co., Nairobi	Nairobi	Nairobi.
Rice, " Unpolished ...	Kirparam & Son, Nairobi	Mombasa	Mombasa.
Salt, " Coarse ...	C. C. Monckton & Co., Nairobi	Nairobi	Nairobi.
" " ...	Imtiazali & Son, Nairobi	Kabete	F.O.R., Kabete.
" " ...	do.	Mombasa	Mombasa.
" " ...	do.	Nairobi	Nairobi.
Salt, Rock ...	J. Marcus, Nairobi	Kabete	Kabete.
" " ...	do.	Nairobi	Nairobi.
Sim Sim Cakes ...	Nyanza Oil Mill Co., Kisumu	Kabete	Kabete.
Tea ...	Percy Hirst, Nairobi	Nairobi	Nairobi.
Water. Mineral ...	Crystal Springs Aerated Water Company	Nairobi	Nairobi.
Wheat Flour ...	Imtiazali & Son, Nairobi	Mombasa	F.O.R., Mombasa.
" " ...	do.	Nairobi	Nairobi.

The Treasury,
P.O. Box 591,
Nairobi, 27th June, 1927.

R. C. M. WOOD,
Secretary,
Central Tender Board.

S. 18381/2

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