



# THE OFFICIAL GAZETTE OF THE COLONY AND PROTECTORATE OF KENYA

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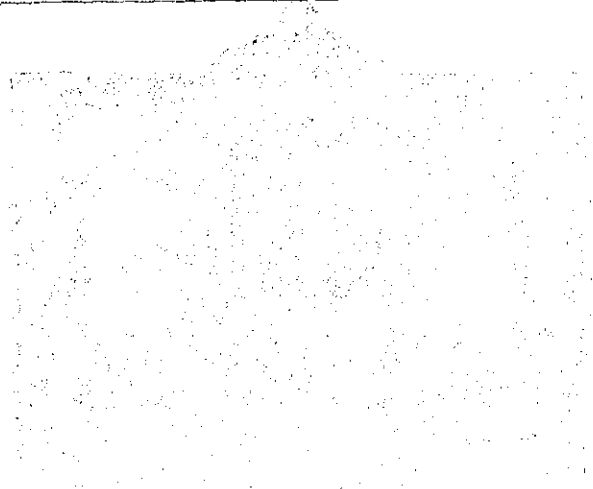
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## SUPPLEMENT

KENYA PROCLAMATIONS, RULES AND REGULATIONS



Section 10 of the Principal Ordinance which it is proposed to amend :—

The rates of postage, how determined.

10. The Governor in Council may by rule fix the rates of postage to be paid in respect of—

- (a) all classes of postal articles ;
- (b) late fees ;
- (c) fines on postal articles when incorrectly posted or when the postage is not prepaid or is insufficiently prepaid ;
- (d) redirection of postal articles and the transmission by post of articles so redirected, either free of charge or subject to such further charges as may be prescribed ;
- (e) the registration of newspapers for transmission within the area comprising the Colony, the Uganda Protectorate and the Tanganyika Territory ;
- (f) fees for express delivery of postal articles, in addition to or instead of any postage chargeable thereon under this Ordinance ;
- (g) the commission or fees to be charged to a person remitting or receiving money through the Post Office ; and
- (h) similar matters.

## Colony and Protectorate of Kenya

GOVERNMENT NOTICE NO. 741

His Excellency the Governor in Council has approved of the following Bill being introduced into the Legislative Council.

J. F. G. TROUGHTON,

*Acting Clerk of the Legislative Council.*

### **A Bill to Amend the Post Office Ordinance, 1934.**

BE IT 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 Post Office (Amendment) Ordinance, 1934, and shall be read as one with the Post Office Ordinance, 1934, hereinafter referred to as the Principal Ordinance.

Short title.

No. 18 of 1934.

2. Section 10 of the Principal Ordinance is hereby amended by the insertion of the words "and other charges" after the word "postage" which occurs in the second line thereof.

Amendment of section 10 of the Principal Ordinance.

Section 14 of the Principal Ordinance which it is proposed to amend :—

Charges on unpaid or insufficiently prepaid postal articles.

14. The following rates of postage shall be chargeable on delivery of postal articles where the postage is unpaid or insufficiently prepaid :—

- (a) Where the postage is unpaid, double the prepaid rate.
- (b) Where the postage is insufficiently prepaid, double the deficiency : provided that the minimum charge shall be ten cents.

Section 20 of the Principal Ordinance which it is proposed to amend :—

Power to make Rules as to liability for compensation.

20. The Governor may make rules prescribing the conditions under which compensation shall be payable for the loss of or damage to a postal article.

Section 24 of the Principal Ordinance which it is proposed to amend :—

Withdrawal from transmission of prohibited articles.

24. The Postmaster General shall have power to withdraw from transmission by post any articles prohibited under section 21 (d), and shall dispose of them as the Governor, by any special or general instruction, may direct.

3. Section 14 of the Principal Ordinance is hereby amended by the deletion of the word "ten" which appears in the seventh line thereof and the substitution therefor of the word "five".

Amendment of  
section 14 of  
the Principal  
Ordinance.

4. Section 20 of the Principal Ordinance is hereby amended by the deletion of the words "shall be payable" which occur in the second line thereof and the substitution therefor of the words "may be paid".

Amendment of  
section 20 of  
the Principal  
Ordinance.

5. Section 24 of the Principal Ordinance is hereby amended by the deletion of the figures "21 (d)" which occur in the third line thereof, and the substitution therefor of the figures "21 (1) (d)".

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#### OBJECTS AND REASONS.

The objects of clauses 2, 4 and 5 of this Bill are to rectify two omissions and one flaw in the Principal Ordinance.

Clause 3 brings the Principal Ordinance into line with a resolution recently passed by the Postal Union.

No expenditure of public moneys will be involved if the provisions of this Bill become law.

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Sub-section (1) of section 11 of the Principal Ordinance which it is proposed to replace :—

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.

## GOVERNMENT NOTICE NO. 742

His Excellency the Governor in Council has approved of the following Bill being introduced into the Legislative Council.

J. F. G. TROUGHTON,  
*Acting Clerk of the Legislative Council.*

**A Bill to Amend the King's African Rifles Reserve of Officers Ordinance, 1927.**

BE IT 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 King's African Rifles Reserve of Officers (Amendment) Ordinance, 1934, and shall be read as one with the King's African Rifles Reserve of Officers Ordinance, 1927, hereinafter referred to as the Principal Ordinance. Short title.  
No. 12 of 1927.

2. Sub-section (1) of section 11 of the Principal Ordinance is hereby repealed and the following sub-section is substituted therefor :— Repeal and replacement of section 11 (1) of the Principal Ordinance.

“(1) Officers when called up for service or training by the Governor shall during the period of such service or training be entitled to the following rates of pay :—

- |  |   |
|--|---|
| (a) All officers who are Government officials (irrespective of their military rank in the Reserve) | Sh. 10 per day.   |
| (b) Officers who have served with the Regular Army or the Indian Army                              | The King's African Rifles rate of pay for an officer of their rank. |
| (c) All other officers who are not within the provisions of (a) or (b)                             | Subalterns £25 per month, Captains £40 per month.”                  |

**OBJECTS AND REASONS.**

This Bill amends the Principal Ordinance by providing that all officers of the King's African Rifles Reserve of Officers, who are Government officials and all officers who have no previous regular military service shall receive pay, when called upon for service or training, at lower rates than those laid down for serving or retired regular officers.

2. No additional expenditure of public moneys will be involved if the provisions of this Bill become law.

Section 54 of the Principal Ordinance which it is proposed to amend :—

54. No pay shall accrue or become due to any soldier or follower in respect of any period during which he is absent by reason of desertion, or without leave, or during which he is undergoing any sentence of imprisonment or is in custody on a charge for an offence of which he is afterwards convicted by a civil court or court-martial or on a charge of absence without leave for which he is afterwards awarded imprisonment by competent authority.



## GOVERNMENT NOTICE No. 743

His Excellency the Governor in Council has approved of the following Bill being introduced into the Legislative Council.

J. F. G. TROUGHTON,  
*Acting Clerk of the Legislative Council.*

**A Bill to Amend the King's African Rifles  
Ordinance, 1932.**

BE IT 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 King's African Rifles (Amendment No. 2) Ordinance, 1934, and shall be read as one with the King's African Rifles Ordinance, 1932, hereinafter referred to as the Principal Ordinance.

Short title.

No. 48 of 1932.

2. Section 54 of the Principal Ordinance is hereby repealed and the following section substituted therefor :—

Repeal and replacement of section 54 of the Principal Ordinance.

“54. (1) No pay shall accrue or become due to any soldier or follower in respect of any day during which he is absent on desertion or without leave or undergoing any sentence of imprisonment, or field punishment, or is under detention awaiting any trial by a civil court or court martial which results in his conviction for any offence or is on a charge of absence without leave for which he is afterwards awarded imprisonment, or field punishment by competent authority.

Pay not to accrue during absence without leave or imprisonment.

(2) Any such period of absence or imprisonment or field punishment or detention lasting six hours or upwards, whether wholly in one day or partly in one day and partly in another, may be deemed for the purposes of this section to constitute a day of absence or a day of imprisonment or detention :

Provided that where the soldier has been thereby prevented from fulfilling any military duty which was consequently thrown upon some other person, any such period of absence or imprisonment or field punishment or detention may for the purposes of this section be deemed to constitute a day, notwithstanding that the duration thereof was less than six hours.”

**OBJECTS AND REASONS.**

This Bill is introduced at the instance of the Secretary of State with the object of amending the Principal Ordinance so as to conform with the provisions of the Army Act relating to forfeiture of pay.

2. No expenditure of public moneys will be involved if the provisions of this Bill become law.

## GOVERNMENT NOTICE No. 744

His Excellency the Governor in Council has approved of the following Bill being introduced into the Legislative Council.

J. F. G. TROUGHTON,  
*Acting Clerk of the Legislative Council.*

**A Bill to Provide for the Control of the Sale of  
Liquor.**

BE IT 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 Liquor Ordinance, 1934, and shall come into operation on the 1st day of January, 1935.

Exemptions.      **2.** The provisions of this Ordinance shall not apply :—

(1) Save as may be prescribed by Rules made under paragraph (c) of section 65, to any medical practitioner, apothecary, chemist or druggist who may administer or sell for purely medical purposes any bona fide medicine containing intoxicating liquor as hereinafter defined.

(2) To any person selling any spirituous or distilled perfume, or perfumery :

Provided that no person shall sell to a native, a Swahili, a Somali, a Baluchi born in Africa, a Malagasy, or a Comoro Islander, any perfume, scent or essence containing more than 10 per centum of alcohol except by virtue of a special permit which may be granted for each occasion by a district commissioner.

(3) To any person, who is not licensed for the sale of intoxicating liquor for consumption on the premises, selling methylated spirits to persons other than natives, Swahilis, Somalis, Baluchis born in Africa, Malagasies, or Comoro Islanders.

(4) To any auctioneer selling by auction liquor in quantities not less than such as are authorized to be sold under a wholesale licence belonging to a licensed dealer upon the licensed premises of such dealer.

- (5) To the sale to persons, other than natives, Swahilis, Somalis, Baluchis born in Africa, Malagasies, or Comoro Islanders, by a deceased person's legal personal representative of any liquor forming part of the estate of such deceased person.
- (6) To any person acting under the authority of any court, or to any officer of customs in the exercise or discharge of his duties.

3. In this Ordinance unless inconsistent with the context— Interpretation

“habitual drunkard” means any person convicted under this Ordinance, or under any other law, of being drunk and disorderly or drunk and incapable on three other occasions within twelve months immediately preceding such conviction. Such person shall, however, cease to be a habitual drunkard if at any time thereafter he shall not again be so convicted for a period of twelve consecutive months;

“intoxicating liquor” or “liquor” means any spirit, wine, ale, beer, porter, cider, perry, hop beer, and any liquor containing more than 2 per centum of alcohol, and any other liquor which the Governor may, from time to time, declare by proclamation to be included in this definition, but does not include native intoxicating liquor as defined in the Native Liquor Ordinance, 1930;

No. 36 of 1930.

“intoxicating medicine” means any patent or proprietary medicine which the Governor may, by proclamation, declare to be an intoxicating medicine;

“licence” means any licence for the sale or manufacture of liquor granted under this Ordinance;

“licensing area” means a district or a group of districts which the Governor may, by notice in the Gazette, declare to be a licensing area for the purposes of this Ordinance;

“meal” means a luncheon, dinner or supper actually supplied for which a price of not less than one shilling per head is actually paid or bona fide to be paid;

“methylated spirits” means spirits with which any substance is mixed so as to render the mixture unfit for human consumption as a beverage;

“new licence” means a licence applied for in respect of premises not licensed for the sale of intoxicating liquor at the date of application therefor;

“spirituous liquor” means liquor manufactured by any process of distillation.

The sale or manufacture of liquor without a licence prohibited. Licence does not authorize sale of methylated spirits.

4. (1) No person shall sell any intoxicating liquor or manufacture any malt liquor in the Colony without a licence.

(2) No person licensed under this Ordinance for the sale of intoxicating liquor for consumption on the premises shall sell or keep or permit to be sold or kept on the licensed premises methylated or other denatured spirits.

Prohibition of distilling. Cap. 102.

5. (1) Save as otherwise provided by the Industrial Alcohol Ordinance it shall not be lawful for any person within the Colony to distil wine or spirituous liquors from any article.

(2) Any person contravening the provisions of this section shall on conviction be liable to the penalties provided in section 38 of this Ordinance, and all the liquor and all the machinery used for such distilling or manufacture found on his premises may be forfeited.

Exemption from prohibition of distilling.

6. The provisions of section 5 of this Ordinance shall not apply to the owner or occupier of land distilling wine or spirituous liquor from the grapes or fruits grown on such land for his own use.

#### LICENCES.

Issue of licences.

7. The licences to be granted under this Ordinance shall be issued by the district commissioners in the several districts of this Colony who shall, in regard to the issue of such licences and to any privilege allowed or granted to the holders thereof to be noted or endorsed upon any licence, conform to the provisions of this Ordinance and to any rules made by the Governor relating to the performance of their duties under this Ordinance.

Fees to be paid in respect of licences.

8. For or in respect of licences granted or renewed or transferred or removed or privileges allowed to the holders of licences under and in terms of this Ordinance there shall be paid to the district commissioner the fees set out in the Schedule hereto.

9. Licences of the several descriptions following may be granted under this Ordinance :—

Description of  
licences.

- (1) A wholesale liquor licence.
- (2) An hotel liquor licence.
- (3) A restaurant or café liquor licence.
- (4) A malt liquor licence.
- (5) A wine merchant's and grocer's liquor licence.
- (6) A general retail liquor licence.
- (7) A railway station liquor licence.
- (8) A theatre liquor licence.
- (9) A temporary liquor licence.
- (10) A brewer's liquor licence.
- (11) A steamship liquor licence.
- (12) A canteen liquor licence.
- (13) A railway restaurant car liquor licence.
- (14) A camp canteen liquor licence.
- (15) A temporary extension licence.
- (16) A proprietary club licence.
- (17) A members' club licence.

10. In regard to licences granted under this Ordinance the following definitions and provisions shall apply :—

Varieties of  
licence.

- (1) (a) A Wholesale Liquor Licence shall authorize the holder to sell and deliver liquor of one trade description in quantities of not less than two gallons, if in cask, or in not less than twelve reputed quart bottles or twenty-four reputed pint bottles to be delivered at one time to one person to be consumed elsewhere than on the premises.
- (b) Such licence may be issued to an individual or to a company or partnership when two or more persons carry on a business as a company or partnership in the same premises.
- (2) (a) An Hotel Liquor Licence shall authorize the sale—
  - (i) to a lodger on the premises, of liquor for his own consumption on the premises on any day at any hour ;
  - (ii) to a lodger on the premises, of liquor for the consumption on the premises by the guests of such lodger between the hours of 10 a.m. and 12 midnight : Provided that the sale of liquor to

Wholesale  
licence.

such guests shall not be authorized between the hours of 11 p.m. and 12 midnight unless such liquor is required for consumption at a meal to be consumed on the premises.

(b) No such licence shall be granted unless it is proved to the satisfaction of the licensing court that the premises afford reasonable accommodation for visitors and are provided with proper sanitary arrangements.

(c) Nothing in this section contained shall prevent the grant or renewal of a general retail liquor licence as well as an hotel licence to the keeper of an hotel.

(3) A Restaurant or Café Liquor Licence shall, save as herein provided, authorize the sale of liquor by retail on any day between the hours of 10 a.m. and 12 midnight to persons taking meals in the restaurant or café in respect of which such licence has been granted, to be consumed at such meals: Provided that, in the case of Sundays, Good Friday and Christmas Day the following hours shall be the hours during which the sale of such liquor shall be authorized:—

Sundays and Good Friday ...	12 noon to 3.30 p.m.,
	and
	5.30 p.m. to 9 p.m.
Christmas Day ...	12 noon to 3.30 p.m.,
	and
	5.30 p.m. to 11 p.m.

(4) A Malt Liquor Licence shall, save as herein provided, authorize the sale of ale, beer, porter, cider, perry and hop beer to be consumed on the premises specified in the licence on any day between the hours of 10 a.m. and 11 p.m.: Provided that, in the case of Sundays, Good Friday and Christmas Day, the following hours shall be the hours during which the sale of such ale, beer, porter, cider, perry and hop beer shall be authorized:—

Sundays and Good Friday ...	12 noon to 3.30 p.m.,
	and
	5.30 p.m. to 9 p.m.
Christmas Day ...	12 noon to 3.30 p.m.,
	and
	5.30 p.m. to 11 p.m.

- (5) A Wine Merchant's and Grocer's Licence shall authorize the sale on the premises therein specified and for consumption elsewhere than on such premises between the hours of 6 a.m. and 9 p.m. of not less than one reputed half-pint bottle securely corked and stoppered : Provided that, in any municipality, township or area to which the Shop Hours Ordinance, 1925, has been applied, unless the premises in respect of which such licence has been granted are used solely for the purpose of the sale of intoxicating liquor, such licence shall authorize such sale only between the hours of 6 a.m. and 6 p.m. **No. 24 of 1925.**

- (6) A General Retail Liquor Licence shall, save as herein provided, authorize the sale of liquor in any quantities on the premises therein specified on any day between the hours of 10 a.m. and 12 midnight for consumption on or off the premises : Provided that, in the case of Sundays, Good Friday and Christmas Day, the following hours shall be the hours during which the sale of such liquor shall be authorized :—

Sundays and Good Friday ...	12 noon to 3.30 p.m..
	and
	5.30 p.m. to 9 p.m.
Christmas Day ... ..	12 noon to 3.30 p.m.,
	and
	5.30 p.m. to 11 p.m.

Provided further that notwithstanding the provisions of this sub-section the sale of liquor between the hours of 11 p.m. and 12 midnight shall not be authorized except for consumption at a meal to be consumed on the premises.

- (7) (a) A Proprietary or Members' Club Liquor Licence shall authorize the sale and supply of liquor in any quantity to the members of the club at any time for consumption on the premises in respect of which it has been issued : Provided that no place of accommodation, entertainment or refreshment shall be considered to be a club where persons other than members or the invited guests of members are allowed entry or accommodation, or where persons **Club liquor licence.**

other than members are charged or permitted to pay for any refreshment or accommodation they may obtain therein.

- (b) Every club licence shall be issued to the proprietor, secretary or manager of the club.

No transfer of any such licence shall be necessary upon any change of any such proprietor, secretary or manager, but the person for the time being holding any such office shall be entitled to the privileges granted by the licence and shall be subject to the duties and liabilities imposed upon the holder thereof.

Railway  
station liquor  
licence.

- (8) (a) A Railway Station Liquor Licence shall authorize the sale of liquor by retail at any railway station refreshment room or other railway premises named in such licence to bona fide passengers travelling by train or lawfully using the railway premises for railway purposes.

- (b) An applicant for a Railway Station Liquor Licence must produce a written recommendation from the manager of the railway that such licence be granted or renewed to such applicant.

- (9) A Theatre Liquor Licence shall authorize the holder thereof to sell (in any building a portion of which is used as a place of entertainment) by retail, on any day at such hours between the hours of 2 p.m. and 12 midnight as the entertainment may continue, to members of the staff of the theatre and to members of the audience at and to the performers in such entertainment, liquor for consumption on the premises in respect of which the licence has been granted.

Temporary  
liquor licence.

- (10) (a) A Temporary Liquor Licence shall authorize the holder, being also a holder of a general retail liquor licence, to sell liquor by retail at any place of recreation or public amusement or other assembly for the period during which such recreation or amusement continues, subject to such restrictions and conditions as the district commissioner authorizing the issue of the licence may think fit.

- (b) No certificate from a licensing court shall be required in respect of the grant of such licence.



- (c) The licence shall specify the name of the applicant, the place for which such temporary licence is granted the number of days and the hours during which the sale thereunder is authorized and such restrictions and conditions as the district commissioner may impose: Provided that the number of days mentioned in such licence shall not exceed three.
- (d) The officer issuing the licence shall give notice to the police officer in charge of the district in which the place for which such licence has been granted is situate of the grant of any temporary liquor licence and the particulars thereof.
- (11) (a) A Brewer's Liquor Licence shall authorize the holder thereof to manufacture malt liquor and to sell such liquor by wholesale only. Brewer's liquor licence.
- (b) The provisions of sub-section (1) of this section shall apply *mutatis mutandis* to such licence.
- (12) (a) A Steamship Liquor Licence shall authorize the holder to sell any liquor on board a steamship plying on Lake Victoria or on other inland waters. Steam ship liquor licence.
- (b) A Steamship Licence shall specify the steamship in respect of which it is issued and shall be valid only on that steamship.
- (c) No liquor shall be sold under such licence when the steamship in respect of which it is issued is in port, except to the passengers on such steamship and to the members of the crew of such steamship.
- (13) (a) A Canteen Liquor Licence shall authorize the sale of liquor by retail on any premises set apart as a canteen, club, institute, mess, or other similar institution for the use of members only of His Majesty's Navy, His Majesty's Army, the Royal Air Force, the King's African Rifles or the Kenya Police Force, the Kenya Defence Force and the Kenya Naval Volunteer Reserve. Such licence shall authorize the sale of liquor to members only of the canteen, club, institute, mess or other similar institution for consumption on the licensed premises only. Canteen liquor licence.
- (b) If a district commissioner is satisfied that the profits derived by any such canteen, club, institute, mess or other similar institution from the sale of

liquor are devoted solely to the benefits of the funds of such canteen, club, institute, mess or other similar institution, he may, notwithstanding the provisions of this Ordinance, issue a Canteen Liquor Licence free of charge.

(c) A district commissioner may, without requiring the certificate of any licensing court, issue a Canteen Liquor Licence or a Camp Canteen Liquor Licence, to such person as the officer commanding the force or regiment in respect of which the licence is required shall nominate.

(14) (a) A Railway Restaurant Car Liquor Licence shall authorize the holder to sell any liquor on a railway restaurant car.

(b) Such licence shall be necessary in respect of each restaurant car.

(c) No liquor shall be sold under such licence except to passengers travelling by the train to which such restaurant car is attached.

(15) A Camp Canteen Liquor Licence shall be valid for the duration of a training camp held under the provisions of the Defence Force Ordinance, 1927, or for seven days, whichever period is the shorter, and shall authorize the sale of liquor at the camp for consumption in the camp.

(16) (a) A Temporary Extension Licence may be granted by a district commissioner to the holder of a General Retail Liquor Licence or of a Restaurant or Café Liquor Licence and shall authorize the sale of liquor between the hours of 11 o'clock at night and 2 o'clock in the morning on any particular day specified therein: Provided that no such licence shall be granted in respect of a Sunday or Good Friday.

(b) For the purposes of this sub-section "day" means any period of twenty-four hours ending at 6 o'clock in the morning.

No. 12 of 1928.

Appointment  
of licensing  
courts.

11. (a) The Governor may appoint in and for any licensing area a licensing court for the consideration and determination of applications for or relating to the granting, renewal or transfer of licences for the sale of intoxicating liquor and for the manufacture of malt liquor within such licensing area.

(b) Every licensing court so appointed shall consist of not more than seven and not less than three persons residing in such licensing area :

Provided that, where in any licensing area there is established a Municipal Council or a Municipal Board, one of the members of the licensing court for such area shall be a member of such Municipal Council or Board who shall be appointed by the Governor with the approval of such Municipal Council or Board.

**12.** (1) The following persons shall be disqualified for appointment, and if appointed shall not continue, as members of a licensing court :—

Disqualifica-  
tion of  
members of  
court.

- (a) The holder of any licence for the sale or manufacture of liquor.
- (b) Any person interested or concerned in any partnership or company with any holder of such licence as aforesaid or with any brewer.
- (c) Any paid officer or paid agent of any partnership or society interested in the sale, or the prevention of the sale, of intoxicating liquor.
- (d) Any person employed directly or indirectly as an agent for the purpose of making application for a licence for any other person, or any partner of any person so employed as an agent.
- (e) Any person being the agent or manager of, or a partner in, any trade or calling carried on upon any premises licensed or in respect of which an application for a licence has been made, or the owner or lessor of or the holder of any mortgage in respect of such premises.
- (f) An undischarged bankrupt.
- (g) Any person who, in the Colony or elsewhere, has had a sentence of imprisonment without the option of a fine imposed upon him for the commission of some crime or offence not of a political character and who has not received a full pardon therefor.
- (h) The fact that a person is a member of a club holding a club liquor licence shall not in itself disqualify him from being a member of a licensing court.

(2) Any person so disqualified who knowingly acts or sits as a member of a licensing court, shall on conviction be liable to a fine not exceeding one hundred and fifty pounds.

Appointment  
of members.

**13.** Every person appointed by the Governor to be a member of a licensing court shall be appointed annually, or on the occurrence of any vacancy, and shall hold office until the thirty-first day of December in the year in which he is appointed, unless his office shall be vacated by death, resignation, or by his ceasing to reside in the licensing area.

When meet-  
ings to be  
held.

**14.** A meeting of the licensing court open to the public shall be held in each licensing area on the second Monday in the months of June and December in each year, at such place or places as the Governor may appoint, for the purpose of considering all applications for the granting, renewal, transfer or removal of any licence for or in respect of which notice in accordance with the provisions of this Ordinance has been given.

Quorum.

**15.** (1) In any licensing court constituted in accordance with the provisions of section 11 of this Ordinance three members shall form a quorum.

(2) If a quorum is not present on the day appointed as advertised, or at any adjournment thereof, the said meeting shall be adjourned from day to day until a quorum can be present to hold such meeting.

The district  
commissioner  
to preside at  
meeting.

**16.** (1) The district commissioner of the district wherein a licensing court is appointed to be held shall preside at every meeting of the licensing court, but in his absence the members present may elect one of their number to preside.

(2) The decision of the majority of members present shall be the decision of the court, and the officer or person presiding shall, in the case of an equality of votes, have a casting as well as a deliberative vote.

Adjournment.

**17.** It shall be lawful for a licensing court to adjourn any meeting from time to time as it may think fit: Provided that no such adjournment or adjournments shall extend beyond a period of one month after the date of the first meeting of the court.

Returns of  
licences to be  
forwarded to  
district com-  
missioner and  
to Commis-  
sioner of  
Police.

**18.** The person presiding at any meeting of the licensing court shall, within seven days after such meeting or any adjournment thereof is concluded, cause to be forwarded to each district commissioner within the licensing area for which the court has been appointed a return signed by him specifying the names and places of residence of all persons to whom certificates have been granted by the court for the purpose of

obtaining or renewing licences, and the nature of the licences authorized, granted or renewed in the respective districts, and shall, at the same time, forward to the Commissioner of Police a copy of such return and—

- (a) a return of the number of the licences existing immediately before the sitting of the court;
- (b) a return of the number of licences authorized to be renewed;
- (c) a return of the number of licences transferred to other premises;
- (d) a return of the number of new licences authorized to be granted; and
- (e) a return of the number of licences refused.

**19.** (1) Any person interested in any premises about to be constructed or in course of construction for the purpose of being used for the sale of intoxicating liquors for consumption on the premises, may apply to the licensing court for the provisional grant of a licence in respect of such premises; and the licensing court, if satisfied with the plans submitted to them of such premises and if satisfied that if such premises had been actually constructed in accordance with such plans they would on application have granted such a licence in respect thereof, may make a provisional grant. Provisional licences.

(2) A provisional grant shall not be of any validity until it has been declared to be final by the district commissioner of the district wherein a licensing court is appointed to be held.

(3) Such declaration shall be made if such district commissioner is satisfied that the premises have been completed in accordance with such plans as aforesaid and that no objection can be made to the character of the holder of such provisional licence.

**20.** (1) If through any accident or omission anything required by this Ordinance to be done is omitted to be done or is not done within the time fixed, the Governor may order all such steps to be taken as may be necessary to rectify any such error or omission and may validate anything which may have been irregularly done in matter or form, so that the intent and purpose of this Ordinance may have effect. The Governor may, if he thinks fit, also authorize the holding of a special meeting of any licensing court. Power of Governor to rectify omissions and order special meetings of licensing court.

(2) Any licence granted at any special meeting of the licensing court shall continue in force only until the close of its next ordinary meeting.

Evidence to be given on oath.

**21.** (1) When any licensing court deems it necessary to take evidence respecting any question to be determined by such court, such evidence shall be given on oath (which oath the person presiding is hereby authorized to administer) and shall be filed on record in the office of the district commissioner of the district wherein a licensing court is appointed to be held.

False evidence perjury.

(2) If any person upon any examination on oath before any licensing court wilfully and corruptly gives false evidence such person shall be deemed to be guilty of perjury within the meaning of section 97 of the Penal Code.

No. 10 of 1930.

#### APPLICATION FOR AND RELATING TO LICENCES.

When application for licence to be made.

**22.** (1) Any person who desires to obtain a licence for the sale of liquor under this Ordinance (save and except where otherwise provided for) or the removal of any licence from the licensed premises to any other premises in the same district, or the transfer of a licence by the holder thereof to any other person, shall make application in writing to the district commissioner of the district wherein a licensing court is appointed to be held before the twenty-fifth day of April or the twenty-fifth day of October, as the case may be, setting forth his full name and address, the full names of his partners (if any), the nature or description of the licence required to be obtained or transferred, as the case may be, the number or names (if any) of the house and the street or road where the business is intended to be or is carried on, or, in the case of the transfer of a licence, the name of the person to whom the same is desired to be transferred: Provided that where any application as aforesaid through inadvertence is not made in due time, the district commissioner may, if he thinks fit, accept such application for the consideration thereof by the licensing court at the next meeting or any adjournment thereof on payment of such sum, not exceeding one hundred and fifty shillings, as he may impose, and upon such terms as to notice as he may prescribe.

Every application for a licence shall bear a stamp of ten shillings affixed by the applicant and cancelled by the district commissioner.

For the purposes of this sub-section an application for a Railway Restaurant Car Liquor Licence shall be made to the District Commissioner, Nairobi, and for this purpose "the court" shall mean the court for the licensing area within which Nairobi is situate.

(2) In the case of an application for the renewal of a licence no notice need be given, but no such application shall be considered by the licensing court unless such application is made on the first day of the meeting of such court.

(3) Any person who desires to obtain a licence under the provisions of which the sale of liquor for consumption on the premises will be authorized shall, in addition to complying with the requirements of sub-section (1) of this section, at the same time submit a plan of the premises in respect of which the application is made :

Provided that, if such premises have already been licensed and the application is made for a renewal or transfer of the licence, it shall not be obligatory on the applicant to submit such plan unless the licensing court may so order.

(4) In the case of an application for a Proprietary or Members' Club Licence the applicant shall, in addition to the other requirements of this section, furnish a statutory declaration to the effect—

- (a) that the club is managed by a committee of its members;
- (b) that such committee holds regular meetings of which proper minutes are kept;
- (c) that only members of the club (including bona fide honorary, temporary and reciprocity members) are permitted to pay for accommodation or refreshment supplied therein;
- (d) that no ordinary member of the club is elected less than fourteen days after nomination or without his name having been screened on the club premises for at least seven days;
- (e) that the election of such members is either by a committee, or by all members, of the club : provided that the rules of the club may disqualify from voting any member in arrears with any payment due to the club ;

(f) that no person resident within ten miles of the club house is eligible for honorary or temporary membership of the club for more than one unbroken period in any one year, save where—

(i) such eligibility is, in terms of the rules of the club, granted by reason of such person holding some public or religious office or being a bona fide candidate for membership; or

(ii) by resolution of the club committee such person is allowed the privileges of temporary membership by virtue of his engagement in any match or competition organized by the club committee :

Provided that in the case of a sports club a person paying a green or playing fee may be granted the privileges of temporary membership for the period covered by such fee ;

(g) that a register of members and proper accounts are kept.

Members' club  
licence for  
1935.

(5) (a) An application for a members' club licence in respect of the year 1935 by a members' club formed before and in existence on the thirty-first day of December, 1934, shall be made in accordance with the provisions of this section before the twenty-fifth day of April, 1935, and if the grant of a licence is approved by the licensing court such licence shall be issued with retrospective effect to the first day of January, 1935.

(b) Between the first day of January, 1935, and a date to be fixed by the Governor by notice in the Gazette (which date shall be as soon as possible after the sitting of the licensing court in June, 1935) a members' club formed before and in existence on the thirty-first day of December, 1934, shall be deemed to be in possession of a members' club licence.

The district  
commissioner  
to publish  
notice of  
application.

**23.** (1) The district commissioner on receiving an application under section 22 of this Ordinance, shall cause to be posted in some conspicuous place at or in his office a notice containing the name of the applicant, the situation of the premises in respect of which the application is made, and the day on which and place where the licensing court will sit for hearing such application, and a copy of such notice shall be sent by post or otherwise to every member constituting such court, and to the Government Printer for publication in the Gazette.



(2) The district commissioner shall, as soon as possible after receiving such application, cause the name of such applicant as aforesaid to be sent to the Commissioner of Police and, where the application is in respect of premises situate within a municipality, to the town clerk of such municipality. It shall be the duty of the Commissioner of Police before the hearing of the application to report as fully as possible to the licensing court on all matters which would affect the decision of the licensing court in respect of such application as aforesaid.

(3) The notice mentioned in sub-section (1) of this section shall be posted and published at least thirty days before the sitting of the said court: Provided that no licence authorized to be granted by any such court shall be capable of being questioned on the grounds that any such notice was not duly posted, published or sent as aforesaid.

**24.** If an applicant, after applying for the grant or renewal or removal of a licence, dies or files his petition in bankruptcy on or before the day fixed for the consideration of his application, the licensing court may, if it thinks fit, grant a certificate for such licence to the widow of any deceased applicant or to the executor, administrator, receiver, or trustee, as the case may be, of the estate of such applicant.

Death or  
insolvency of  
applicant.

#### OBJECTIONS TO APPLICATION FOR LICENCES.

**25.** Any European member of the police force, acting on the general or special instructions of the Commissioner of Police, or any person residing in a district wherein a licence is applied for, may either individually or jointly with others object to the grant or renewal of a licence.

Who may  
object to issue  
of licences.

**26.** (1) All objections to the grant or renewal of a licence shall be made in writing to the district commissioner of the district wherein a licensing court is appointed to be held; and, where the objection is to the renewal of a licence, notice thereof stating the reason for such objection shall be given to the applicant personally or by means of a registered letter by the person or persons objecting at least ten days before the hearing of the application by the licensing court.

Objections,  
how to be  
made.

(2) A licensing court may hear an objector to the grant or renewal of a licence notwithstanding that such objector has not sent his objection to such district commissioner: Provided that in such case, the court shall, if the applicant so demands, adjourn the hearing of the application for at least ten days.

(3) (a) Every applicant for a new licence shall, save as herein provided, appear in person before the licensing court and shall prove to the satisfaction of such licensing court that there is a real necessity for the provision being made for the sale of intoxicating liquor in the particular locality in which the premises, in respect of which the application is made, are situate. Such applicant may be called upon by the court to answer on oath such questions as it may think necessary: Provided that it shall be lawful for the applicant and any applicant for removal, transfer or renewal of a licence to be represented at the hearing by an advocate.

(b) The licensing court may, however, require the attendance of the person applying for the renewal of a licence or the responsible manager of the premises in respect of which the licence is applied for, and may call upon such person or manager to answer on oath such questions as the court may think necessary and relevant to the inquiry at issue.

(3) Any objector to the grant or renewal of a licence may appear personally before the licensing court or may be represented by an advocate.

(4) The council or board of any municipality may, by writing under the hand of the chairman thereof, authorize any person to appear before the licensing court for the purpose of objecting on behalf of the inhabitants to the grant or renewal of a licence within the area of such municipality.

Court may  
refuse to  
grant or  
renew a  
licence.

**27.** The licensing court may refuse to grant or to renew a licence, or may grant or renew a licence subject to such conditions, not repugnant to the provisions of this Ordinance, as it may deem fit, and such conditions shall be embodied in the licence: Provided that whenever a court refuses to renew a licence it shall state its reasons for such refusal:

Must state  
reasons for  
refusing to  
renew.

Provided further that the licensing court may only refuse to grant or to renew a Proprietary Club Liquor Licence or a Members' Club Liquor Licence on the following grounds—

- (a) that the proprietor, manager or secretary of the club has been convicted of an offence against this Ordinance; or
- (b) that the rules of the club do not conform to the requirements specified in sub-section (4) of section 22 of this Ordinance; or
- (c) that the rules specified in sub-section (4) of section 22 of this Ordinance are habitually contravened by the club or any member thereof.

**28.** (1) The licensing court may of its own motion take notice of any matter or thing which, in the opinion of the members thereof, would constitute an objection to the grant or to the renewal, transfer or removal of a licence, notwithstanding that no objection has been made thereto by any person. And when there is no objection.

(2) In any case when the application is for the renewal, transfer or removal of a licence, the court shall inform the applicant of the objection, and shall if the applicant so requests adjourn the further consideration of the application for any period of not less than seven days, to enable the person affected by such objection to have the opportunity of replying thereto.

(3) The court shall after such adjournment give notice in writing, signed by the president, to the person affected of the cause of objection and of the day on which the adjourned application will be considered.

**29.** If the renewal of a licence held by any person is refused by the licensing court, and if such person has not during the preceding twelve months been convicted of any offence against this or any other law relating to the sale of intoxicating liquors, he shall, upon payment of a proportionate part of the cost of a licence such as that held by him, be entitled to obtain a licence for such period, not being less than one month, as the licensing court shall determine for the purpose of disposing of the liquor then on the premises. Such period shall commence from the day after the last day of the sitting of the court by which the renewal of his licence had been refused or from the termination of his existing licence, whichever day is the later. Extension of existing licences when renewal disallowed.

CASES IN WHICH LICENCES CANNOT BE GRANTED, RENEWED,  
OR TRANSFERRED.

**30.** It shall not be competent for the licensing court to grant a new licence or to renew an existing licence when any of the following objections are proved to its satisfaction :— When grant or renewal shall be disallowed.

- (1) That, in the case of a new licence, the applicant is of bad fame or bad character or of drunken habits, or has previously forfeited a licence or has been convicted at any time previous to his application of selling liquor without a licence.
- (2) That in the case of a new licence, the number of premises already licensed is sufficient for the requirements of the neighbourhood.

- (3) That, in the case of a renewal of a licence, the business is conducted in an improper manner or that the conditions upon which the licence was granted have not been satisfactorily fulfilled, or that a licensed place is no longer required in the neighbourhood.
- (4) That the premises in respect of which the application is made are out of repair or are not kept in a clean and wholesome condition.

Persons to whom a licence shall not be granted.

**31.** It shall not be competent for the licensing court to grant a new licence or the renewal of an existing one or the transfer of a licence to any person—

- (1) who, in this Colony or elsewhere, has had a sentence of imprisonment imposed upon him for the commission of some crime or offence (not of a political character) without the option of a fine and who has not received a full pardon therefor;
- (2) who, in the case of a retail licence, is not residing in this Colony;
- (3) who is under the age of twenty-one years;
- (4) who is a native, a Swahili, a Somali, a Baluchi born in Africa, or Malagasy, or a Comoro Islander.

The premises in respect of which a licence is issued or transferred to any person disqualified under this section shall be closed for the sale of liquor by order of the district commissioner of the district in which a licensing court is appointed to be held for the licensing area in which the premises are situate, until such time as the licence is transferred.

#### TRANSFER AND REMOVAL OF LICENCE.

Transfer of licence.

**32.** The holder of a licence (other than a club licence) who, during the currency thereof, sells or disposes of his business or the house or premises in respect of which such licence was granted, may make application to the district commissioner of the district in which a licensing court is appointed to be held for the licensing area in which such premises are situate, for a temporary transfer of such licence to the purchaser of such business or to the purchaser or lessee of such premises, as the case may be; and such district commissioner may, if he thinks fit and upon payment by the applicant of the sum of thirty shillings, grant a temporary transfer of such licence accordingly.

**33.** The holder of any licence, who desires to remove his licence from the licensed premises to any other premises in the same licensing area, may make application to the district commissioner of the district in which a licensing court is appointed to be held for the licensing area in which the premises to which it is proposed to remove the licence are situate for permission to remove such licence; and such district commissioner, if satisfied that to wait for the next meeting of the licensing court would subject such holder to serious loss or inconvenience and if he thinks fit, after hearing any objections to such removal, may, upon payment by the applicant of the sum of thirty shillings, authorize such removal after not less than thirty days' notice of such application has been affixed in a conspicuous place on the outside of the premises to which it is proposed to remove the licence, and at such district commissioner's office.

Removal of  
licensed  
premises.

**34.** Any person to whom a licence may be temporarily transferred and any person who may be authorized to remove his licence to other premises and any person to whom a provisional licence has been granted shall, at the next meeting of the licensing court, apply for a licence as if he were not a licensed person.

Fresh applica-  
tion to be  
made.

**35.** A licensing court shall not be bound to ratify a temporary transfer or removal sanctioned by a district commissioner; and, should it refuse to do so at its next meeting after considering the application made in respect thereof, such licence shall, as to the person to whom the same was originally granted or in respect of the premises originally licensed, be considered to be in the same position as if no such transfer or removal has taken place; and an application for the renewal of the licence by the transferee shall at the request of the transferor be deemed and taken to be an application by him for such renewal.

Where  
transfer or  
removal not  
rectified.

**36.** In the event of the death of the holder of any licence, the widow (if any) or the executor or administrator of the deceased person, or any person approved by a district commissioner, and in case of bankruptcy the trustee or receiver of the estate of such bankrupt, may carry on the business until the next meeting of the Licensing Court either personally or by an agent, approved of in writing by a district commissioner, without any formal transfer of the licence.

Death of  
holder of  
licence.

Power and  
duties of  
representative  
of deceased.

**37.** Any person to whom a licence may be temporarily transferred, or who may be carrying on or conducting the business of licensed premises as the widow or executor or administrator of the estate of any deceased person or as the person approved by such district commissioner or as the trustee or receiver of any estate of any bankrupt or as any approved agent of any such widow, executor, administrator, trustee or other person shall possess all the rights and be subject and liable to all the duties, obligations and penalties of the original holder of the licence.

OFFENCES.

Sign board.

**38.** (1) No person who is not licensed shall have any words or letters on his premises importing that he is licensed, and no licensed person shall have any words or letters importing that he is licensed in any way other than that in which he is duly licensed.

(2) Any person guilty of a contravention of this section shall be liable to a fine of seventy-five pounds, and in default of payment to imprisonment for a term not exceeding three months.

Native not to  
be supplied.

**39.** (1) No person shall sell, barter, give or otherwise supply to any native, any intoxicating liquor: Provided that liquor may be supplied to a native, a Swahili, a Somali, a Baluchi born in Africa, a Malagasy, or a Comoro Islander, for medicinal purposes (save as may be prescribed by Rules made under paragraph (c) of section 65 of the Ordinance) or sacramental use, and in such case the burden of proof shall be upon the person who supplied the liquor to show that it was required for such purpose.

(2) Any person contravening the provisions of this section shall on conviction be liable:—

(a) For a first offence to a fine not exceeding one hundred and fifty pounds, and in default of payment to imprisonment for a term not exceeding six months.

(b) For a second offence to a fine of not less than seventy-five pounds, but not exceeding two hundred pounds, and in default of payment to imprisonment for a period not exceeding twelve months, or to both such fine and such imprisonment.

(c) For a third or any subsequent offence to imprisonment for a period of not less than two years and not exceeding three years, and in addition to such imprisonment at the discretion of the court to a fine not

exceeding twelve hundred pounds, and in default of payment to imprisonment for a further period not exceeding two years.

(3) In any summons or charge for an offence against the provisions of this section, it shall not be necessary to set out the names of the natives, Swahilis, Somalis, Baluchis born in Africa, Malagasies, or Comoro Islanders, to whom intoxicating liquor is alleged to have been sold, bartered, given or otherwise supplied; but it shall be sufficient to allege that such sale, barter, gift or supply was effected to natives: Provided that nothing in this sub-section contained shall render it unnecessary to set out accurately in such charge all other material particulars of the charge.

(4) Any holder of a licence who is convicted of contravening the provisions of sub-section (1) of this section shall, in addition to any other penalty, forfeit his licence, and in such case no licence shall at any time thereafter be granted to such person unless and until he shall have received a free pardon for such conviction.

**40.** (1) No holder of any liquor licence shall employ a person under the age of sixteen or a person convicted of any offence under this Ordinance to sell intoxicating liquor.

Persons prohibited from selling liquor.

(2) Any person knowingly contravening the provisions of this section shall be liable to a fine not exceeding seventy-five pounds, and in default of payment to imprisonment for a period not exceeding three months.

**41.** (1) No habitual drunkard or native, Swahili, Somali, Baluchi born in Africa, Malagasy, or Comoro Islander shall obtain by purchase or barter or be in possession of any intoxicating liquor.

Habitual drunkard or native not to obtain liquor. Penalty.

(2) Any person contravening the provisions of this section shall on conviction be liable to imprisonment for a period not exceeding six months.

**42.** If, in any proceedings under sections 39, 40 or 41 of this Ordinance, there shall be any question as to whether any person is or is not a native, or a Swahili, or a Somali, or a Baluchi born in Africa, or a Malagasy, or a Comoro Islander, the onus shall be upon the accused to show that he is not a native, or a Swahili, or a Somali, or a Baluchi born in Africa, or a Malagasy, or a Comoro Islander, within the meaning of this Ordinance.

Onus of proof as to whether a person is a native or not.

Offences by  
licence holder.

**43.** The holder of any licence who is convicted of any of the following acts or offences shall be liable in respect of each act or offence to a fine not exceeding fifteen pounds, and in default of payment to imprisonment for a period not exceeding one month :—

- (1) Permitting drunkenness or any riotous or quarrelsome conduct to take place upon his premises.
- (2) Selling liquor to any person already in a state of intoxication, or, by any means, encouraging or inciting any person to drink liquor.
- (3) Knowingly selling liquor to any police officer below the rank of assistant inspector during any time appointed for such police officer to be on duty, unless such police officer produces the written permission of his superior officer, or knowingly harbouring or suffering to remain on his premises any such police officer during such time as aforesaid except for the purpose of keeping or restoring order or in the execution of his duty.
- (4) Permitting his premises to be used as a brothel or the habitual resort or place of meeting of reputed prostitutes.
- (5) Keeping his licensed premises open for the sale of liquor or selling or exposing any liquor for sale during any time when he is not authorized by his licence to sell; or allowing any liquors purchased before the hour of closing to be consumed on such premises after such closing hours.

In the event of a second or subsequent conviction, every such holder shall be liable to a fine not exceeding thirty pounds, and in default of payment to imprisonment for a period not exceeding two months.

Trading with-  
out a licence.

**44.** Any person who, contrary to the provisions of this Ordinance, sells or deals in or disposes of any intoxicating liquor without a licence, or sells or offers or exposes for sale any such liquor at any place where he is not authorized by his licence so to sell, or who sells or deals in or disposes of any intoxicating liquor in any manner other than is provided for in the conditions of his licence shall on conviction be liable to the penalties provided in sub-section (2) of section 39 of this Ordinance, and all liquor found on the premises may be forfeited.



45. Any holder of a Club Liquor Licence who sells or allows to be sold liquor to any person not being a member of such club, shall be liable for each offence to a fine not exceeding one hundred and fifty pounds, and in default of payment to imprisonment for a period not exceeding six months.

Club licence;  
abuse of.

46. The holder of any retail liquor licence shall be liable to forfeit such licence in addition to any other penalty by this Ordinance provided :—

Offences by  
retail licence  
holders rendering  
licence holder liable  
to forfeiture  
and penalties.

- (1) If he permits any other person to manage, superintend or conduct the business of the licensed premises during his absence for a longer period than one month without the consent in writing of the district commissioner of the district in which the licensing court is appointed to be held for the licensing area in which the premises are situate.

Any person who at any time is lawfully managing, superintending or conducting the business of the holder of any licence shall be subject and liable to the same duties, obligations and penalties as such holder : Provided that nothing herein contained shall be taken to relieve the holder of any duties, obligations or penalties to which he may by law be subject or liable.

- (2) If he, whether he is present in such premises or not, permits any unlicensed person to be in effect the owner or part owner of or interested in the business of the licensed premises except with the consent of such district commissioner.
- (3) If he is convicted of any offence under this Ordinance and a previous conviction within the preceding twelve months of the same or any other offence under this Ordinance or three previous convictions within the preceding five years is or are proved.
- (4) If he is twice convicted within the year of selling, offering or keeping for sale any adulterated liquor.

47. (1) In any proceeding relating to any offence under this Ordinance it shall not be necessary to show that any money actually passed or that any liquor was actually consumed if the court hearing the case is satisfied that a transaction in the nature of a sale actually took place or that any consumption was about to take place.

Evidence of  
sale of liquor.

(2) (a) Proof of consumption or intended consumption of liquor on licensed premises by some person other than the occupier or member of his family or servant in such premises shall be evidence that the liquor was sold by or on behalf of the holder of such licence to the person consuming or about to consume such liquor.

(b) If any vendor of non-intoxicating beverages not being duly licensed shall supply intoxicating liquor to mix or be taken with such beverage, he shall be deemed to have sold such intoxicating liquor.

**Onus of proof.**

**48.** In any proceeding against any person for selling or allowing to be sold any liquor without a licence, such person shall be deemed to be unlicensed unless he produces his licence or gives other satisfactory proof of his being licensed. The fact of any person not holding a licence having any sign-board or notice importing that he is licensed upon or near his premises or having a house or premises fitted with a bar or other place containing bottles, casks, or vessels so displayed as to induce a reasonable belief that liquor is sold or served therein or having liquor concealed or more liquor than is reasonably required for the person residing on such premises, shall be deemed to be prima facie evidence of the unlawful sale of liquor by such person.

**Persons on premises of retail licence holder during prohibited hours.**

**49.** If any person, other than the licence-holder, a member of his family, his agent or servant, or a person lodging in the licensed premises, is found in any bar on such premises during the hours in which the sale or disposal of liquor to the public is prohibited it shall be taken to be prima facie evidence of a sale of liquor during such hours, and the licence-holder on whose premises any such person is found during such hours shall be liable to a fine not exceeding fifteen pounds or in default of payment to imprisonment for a period not exceeding one month: Provided that nothing in this section contained shall apply in the case of persons passing through any bar in any licensed premises for the sole purpose of obtaining access to any other part of such premises.

**Offences for which no penalty provided.**

**50.** Any person convicted of contravening any of the provisions of this Ordinance, for or in respect of which no penalty is specially provided, shall be liable to a fine not exceeding thirty pounds, and in default of payment to imprisonment for any period not exceeding three months, and when a penalty has been provided for any offence without any period

of imprisonment in default of payment thereof, then the person convicted of such offence shall be liable :—

If the penalty does not exceed fifteen pounds, to imprisonment for a period not exceeding two months.

If the penalty exceeds fifteen pounds and does not exceed fifty pounds, to imprisonment for a period not exceeding four months.

If the penalty exceeds fifty pounds, to imprisonment for a term not exceeding six months.

**51.** (1) Every conviction against a licence-holder shall be endorsed by the magistrate on the licence of the convicted person and every application to the licensing court for a renewal of the licence shall, if required by the licensing court, be accompanied by the licence.

Convictions  
against holder  
to be endorsed  
on licence.

(2) Any licensed person convicted of an offence under this Ordinance shall, on demand being made by the court convicting him, produce his licence. Any such person refusing so to produce his licence shall be liable to a fine not exceeding fifteen pounds.

**52.** (1) When any tenant of any licensed premises is convicted of an offence against this Ordinance it shall be the duty of the magistrate convicting such tenant to serve a notice of such conviction on the owner of the premises.

Notice of con-  
viction to be  
served on the  
owner of  
premises.

(2) Where any order of a court declaring any licensed premises to be disqualified from receiving a licence for any period has been made, the court shall, where the owner is not the occupier, cause such order to be served on the owner of such premises, with the addition of a statement that the court will sit at a time and place therein specified at which the owner may appear and appeal against such order on all or any of the following grounds but on no other grounds—

(a) that notice of a prior offence, which on repetition renders the premises liable to be disqualified from receiving a licence for any period, was not served on the owner as required by this section ;

(b) that the tenant by whom the offence was committed held his tenancy under a contract and that the owner could not legally have evicted the tenant in the interval between the commission of the offence in respect of which the disqualifying order was made and the receipt by him of the notice of the immediately preceding offence which on repetition renders

the premises liable to be disqualified from receiving a licence for any period; or

- (c) that the offence in respect of which the disqualifying order was made occurred so soon after the receipt of such last-mentioned notice, that the owner, notwithstanding that he had legal power to evict the tenant, could not with reasonable diligence have exercised that power in the interval which occurred between the said notice and the second offence.

(3) If the owner appears at the time and place specified, or at the place to which the court may be adjourned for the purpose, and satisfies the court that he is entitled to have the order cancelled on any of the grounds aforesaid, the court shall thereupon direct such order to be cancelled, and the same shall be void.

Power to expel drunkards from licensed premises.

**53.** (1) Any licensed person may refuse to admit to and may turn out of the premises in respect which his licence is granted any person who is drunken, violent, quarrelsome, or disorderly, or whose presence on his premises would subject him to a fine or penalty under this Ordinance.

(2) Any such person who, upon being requested in pursuance of this section by such licensed person or his agent or servant or any police officer to quit such premises, refuses or fails so to do, shall be liable to a fine not exceeding seven pounds ten shillings.

(3) All police officers are required on the demand of such licensed person, agent or servant, to expel or assist in expelling every such person from such premises and may use such force as may be required for the purpose.

Penalty for supplying liquor to habitual drunkard or person under 18 years.

**54.** Any person, who knowingly supplies liquor to a person under the apparent age of eighteen years, except for medicinal purposes or sacramental use, or to a habitual drunkard, shall be liable on conviction in respect of each such act to a fine not exceeding fifteen pounds and in default of payment to imprisonment for a period not exceeding one month.

#### POWERS AND DUTIES OF DISTRICT COMMISSIONERS AND POLICE OFFICERS.

Report by Chief Officer of Police.

**55.** (1) It shall be the duty of the officer in charge of police in every district to report to the district commissioner of the district in which a licensing court is appointed to be held for any licensing area, any licensed premises which are

out of repair, or have not reasonable accommodation or proper or sufficient sanitary or drainage requirements, and any case in which the holder of a licence is of drunken habits or keeps a disorderly house.

(2) Any European police officer, acting on the instructions of his superior officer, may enter any licensed premises, other than a proprietary or a members' club, during the hours such premises are open and inspect and examine every room and part thereof for the purpose of the report in the last subsection mentioned.

(3) Any European police officer may enter any licensed premises, other than a proprietary or members' club, at any time when he has reasonable grounds for believing that liquor is being sold on such premises contrary to the provisions of this Ordinance.

(4) Any person resisting or obstructing a police officer in the execution of his duty as aforesaid, shall be liable on conviction to a fine not exceeding seventy-five pounds and in default of payment to imprisonment for a period not exceeding three months.

(5) In the case of a proprietary or members' club, the powers of entry and inspection conferred by sub-sections (2) and (3) of this section and by section 56 of this Ordinance shall be exerciseable only by a police officer of or above the rank of assistant superintendent, acting on the written instructions of the Commissioner of Police.

**56.** (1) A licence authorizing the sale of intoxicating liquor shall be displayed in a prominent place on the premises where such liquor is sold; and, subject to the provisions of sub-section (5) of section 55, it shall be lawful for any magistrate or European police officer to enter in or upon such premises to inspect such licence.

(2) Any holder of a licence failing so to display such licence or refusing permission or failing to allow such magistrate or European police officer to inspect such licence shall be liable to a fine not exceeding fifteen pounds and in default of payment to imprisonment for a period not exceeding one month, or to such imprisonment without the option of a fine.

**57.** (1) Any person found by a police officer to be drunk and incapable, or drunk and disorderly in or near a street, road, or other public thoroughfare, or in a public-house, shop,

Arrest of  
intoxicated  
persons.

warehouse, hotel, or any other public place, may be arrested without warrant and brought without any unnecessary delay before a magistrate.

(2) Any such person shall on conviction be liable to a fine not exceeding ninety shillings and in default of payment to imprisonment for a period not exceeding seven days, and for a second or subsequent conviction he shall be liable to a fine not exceeding fifteen pounds and in default to imprisonment for a period not exceeding one month.

Inspection of  
unlicensed  
premises by  
police.

**58.** (1) It shall be lawful for any police officer, having a special written authority from a magistrate, at all reasonable hours to enter any unlicensed premises or any wagon, cart, or other vehicle in which he has reason to suspect that any intoxicating liquor is sold or kept for sale, and search such premises, wagon, cart or other vehicle.

(2) Any liquor found in the course of such search may be seized and removed, and may be declared forfeited by any court on conviction of the owner or person found in possession thereof: Provided that, when there is any danger that the delay occasioned by obtaining such written authority will defeat the objects of this section, any police officer may exercise the powers hereby conferred without any written authority, but he shall as soon as possible report the action he has taken to a magistrate.

Police may  
demand the  
name and  
address of  
person on  
premises.

**59.** (1) Any police officer may demand the name and address of any person found on premises in which he seizes or from which he removes any liquor under the provisions of this Ordinance, and if such person refuses to comply with such demand or gives a name or address which the police officer demanding the same has reasonable grounds to believe to be false, he may arrest such person without warrant and take him as soon as possible before a magistrate.

(2) Any such person who refuses to give his name or address when so demanded as aforesaid or gives a false name or address shall on conviction be liable to a fine not exceeding seven pounds ten shillings.

Police may  
arrest without  
warrant in  
certain cases.

**60.** Any police officer may arrest without warrant any person whom he has reasonable grounds to believe has committed an offence under sections 39, 41 or 44 of this Ordinance, and shall take such person before a magistrate as soon as possible.

61. The conviction of a habitual drunkard shall be forthwith reported by the convicting magistrate to the Commissioner of Police, who shall inform all licensed persons of such conviction.

Conviction of habitual drunkard to be reported to Commissioner of Police for information of licensed persons.

62. No action shall be maintainable to recover any debt alleged to be due in respect of the sale or supply of any intoxicating liquor which was delivered for consumption on the premises where sold or supplied unless the person to whom the same was sold or supplied was at the time of such sale or supply a lodger on such premises.

Debts not recoverable in respect of sale of liquor for consumption on premises.

#### MISCELLANEOUS.

63. Every licence granted on a certificate from the licensing court may be issued for six or twelve months, but shall expire on the thirty-first day of December of the year in which it was issued : Provided that in every case in which an application for the renewal of a licence is made, such licence shall continue in force until the conclusion of the meeting of the licensing court at which such application is made.

Licences to expire on the thirty-first day of December.

64. Any master or other person employing workmen, servants, or labourers, who pays or causes any payment to be made to any such workman, servant or labourer in the bar of any premises licensed for the sale of liquors, shall for every such offence be liable to a fine not exceeding fifteen pounds : Provided that nothing herein contained shall extend to any holder of any liquor licence who pays upon his own licensed premises the workmen, servants, or labourers employed by him in connection with his licensed premises.

Prohibition of payment of wages on licensed premises.

65. The Governor may make Rules—

Power to make Rules.

- (a) regulating the proceedings and meetings of licensing courts ;
- (b) prescribing the forms of licences, notices or documents for use under the provisions of this Ordinance ;
- (c) prohibiting, restricting, or controlling, the sale of intoxicating medicines ; and
- (d) generally for the better carrying out of the provisions of this Ordinance.

66. The costs incurred by the members of any licensing court in connection with legal proceedings instituted against them in their official capacity, shall, unless the court before which the proceedings are taken order the costs to be borne

Costs incurred in legal proceedings.

by the opposite party or by the said members personally, be paid to them by the Treasurer out of the revenues of the Colony.

Repeal.  
No. 52 of 1930.  
No. 38 of 1931.

**67.** The Liquor Ordinance (Chapter 71 of the Revised Edition) as amended by the Liquor (Amendment) Ordinance, 1930, and the Liquor (Amendment) Ordinance, 1931, is hereby repealed.

#### SCHEDULE.

(1) The following fees are payable for or in respect of Liquor Licences granted, renewed or transferred :—

	For twelve months		For six months	
	£	s.	£	s.
(a) Wholesale Liquor Licence .. .. .	25	0	14	0
(b) Hotel Liquor Licence .. .. .	20	0	11	10
(c) Restaurant or Café Liquor Licence .. .. .	30	0	16	10
(d) Malt Liquor Licence .. .. .	7	10	4	10
(e) Wine Merchants' or Grocers' Liquor Licence ..	30	0	16	10
(f) General Retail Liquor Licence—				
(i) In respect of premises situate in or within three miles of the boundaries of Nairobi Municipality or Mombasa Municipality ..	60	0	31	10
(ii) In respect of premises situate in or within three miles of the boundaries of Nakuru Municipality, Eldoret Municipality, Kitale Township or Kisumu Township or such other townships as the Governor may by pro- clamation declare .. .. .	45	0	23	10
(iii) In respect of premises situate elsewhere ..	35	0	18	10
(g) Proprietary Club Liquor Licence .. .. .	45	0	24	0
(h) Members' Club Liquor Licence—				
(i) In respect of clubs situate in or within three miles of the boundaries of Nairobi Muni- cipality or Mombasa Municipality .. .. .	3	0	—	—
(ii) In respect of clubs situate elsewhere ..	1	10	—	—
(i) Railway Station Liquor Licence .. .. .	15	0	9	0
(j) Theatre Liquor Licence .. .. .	30	0	16	10
(k) Brewers' Liquor Licence .. .. .	30	0	16	10
(l) Steamship Liquor Licence .. .. .	10	0	6	00
(m) Canteen Liquor Licence .. .. .	7	10	4	10
(n) Railway Restaurant Car Liquor Licence ..	15	0	9	0
(o) Temporary Liquor Licence .. .. .	1	10	a day	
(p) Temporary Extension Licence—				
(i) In respect of premises situate in or within three miles of the boundaries of Nairobi Municipality or Mombasa Municipality ..	Sh. 15 per hour			
(ii) In respect of premises situate elsewhere ..	Sh. 10 per hour			
(q) Camp Canteen Licence .. .. .	Sh. 10 each			



(2) The holder of a General Retail Liquor Licence may hold an Hotel Liquor Licence or Café Liquor Licence in respect of the same premises for the same period without the payment of any sum in addition to the fee paid by him in respect of his General Retail Liquor Licence.

(3) A holder of a Railway Station Liquor Licence granted in respect of a railway rest-house may hold an Hotel Liquor Licence in respect of such rest-house for the same period on payment of one-quarter of the fee prescribed for an Hotel Liquor Licence in addition to the amount paid by him in respect of his Railway Station Liquor Licence.

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#### OBJECTS AND REASONS.

The object of this Bill is to give effect to the recommendations of the Liquor Licensing Committee whose report was adopted by Legislative Council on the 1st August last.

In view of the number of amendments involved it has been considered desirable to draft a consolidating Bill embodying the existing law and the Committee's amendments.

No expenditure of public moneys will be involved if the provisions of this Bill become law.

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## GOVERNMENT NOTICE NO. 745

## ARRIVAL

Name	Rank	From leave or on 1st Appointment	Date of leaving England	Date of Embarkation	Date of arrival at Mombasa
D. P. Cousin	Stores Superintendent, K. U. R. & H.	Transferred from Tanganyika	23rd Oct., 1934	23rd Oct., 1934†	24th Oct., 1934

† Date of leaving Dar es Salaam

## DEPARTURES

Name	Rank	On leave or termination of appointment	Date of Departure
Miss H. M. Cochrane	Nursing Sister, Medical Department	Leave	8th November, 1934
Miss R. M. Hook	do	do	9th November, 1934
H. J. Snelgar	Principal Registrar of Titles	Leave pending retirement	10th November, 1934
G. E. Griffiths	Inspector of Police	Leave	do
D. Edwards	Resident Magistrate	do	do
R. Murray-Hughes	Geologist & Mining Engineer	Leave pending termination of appointment	do
V. G. Glenday, O.B.E.	Senior District Officer	Leave	do
H. S. Scott	Director of Education	Leave pending retirement	do
G. Taylor	Leading Artisan, Education Department	Leave pending termination of appointment	do
L. M. Oberholzer	Driver, K. U. R. & H.	Leave	11th November, 1934
W. Welch	Stores Supdt., K. U. R. & H.	Leave pending retirement	10th November, 1934
C. G. B. Wale	Asst. Engineer, K. U. R. & H.	Leave	do
H. T. Lee	Junior Clerk, K. U. R. & H.	do	do
C. Clark	Fireman Class I, K. U. R. & H.	do	do

## APPOINTMENTS.

JOHN LIONEL BRETHERTON LLYWELYN LLEWELLIN to be Officer in Charge, Northern Frontier District, with effect from 3rd November, 1934.

HAROLD OWEN SALT to be Sanitary Inspector, Trans Nzoia and Uasin Gishu Districts and contained Townships, with effect from the 8th December, 1934.

ERNEST MEREDYTH HYDE-CLARKE to be District Officer, Meru District, Central Province, with effect from 6th November, 1934.

JOHN ALFRED ELLIS, Assistant Accountant, Public Works Department, to be Acting Deputy Chief Accountant, Public Works Department, with effect from 1st November, 1934.

MYLES EDWARD WENTWORTH NORTH to be District Officer, Kilifi District, Coast Province, with effect from 8th August, 1934.

JOHN WINDER CUSACK to be District Officer, Turkana District, with effect from the 4th November, 1934.

HAROLD JORDAN to be Sanitary Inspector of that portion of the Narok Administrative District to the west of the Mara River.

ALEXANDER RENTOUL ESLEER, M.R.C.S. (ENG.), L.D.C.P. (LOND.), to be Medical Officer of Health, Meru District and contained townships, with effect from the 12th November, 1934.

## KENYA AND UGANDA RAILWAYS AND HARBOURS.

THOMAS HENRY STONE returned from leave and assumed the duties of Chief Draughtsman, with effect from 1st November, 1934.

GEORGE CHRISTIAN BEATH, Acting Chief Draughtsman, reverted to his substantive rank of Senior Draughtsman (Engineering), with effect from 1st November, 1934.

DOUGLAS PIGRAM COUSIN, transferred from Tanganyika Railways, to be Stores Superintendent, with effect from the 23rd October, 1934.

## PROMOTIONS.

JOHN ELLIOT MONCRIEFF NOAD, Senior Assistant Engineer, Public Works Department, to be an Executive Engineer, Public Works Department, with effect from 25th June, 1934.

JOHN WILLIAM JOHNSON, Deputy Chief Accountant, Public Works Department, to be Chief Storekeeper, Public Works Department, with effect from 1st November, 1934.

CAPTAIN G. T. HOWARD to be Second in Command of the 4th (Uganda) Battalion of the Northern Brigade, King's African Rifles, with effect from the 16th November, 1934.

LIEUTENANT D. A. SEAGRIM to be a Company Commander in the Northern Brigade, King's African Rifles, with effect from the 16th November, 1934.

## REVERSIONS.

JACK COURTNEY GREEN, D.F.C., reverted to his substantive appointment of Senior Storekeeper, Public Works Department, with effect from 1st November, 1934.

LIEUTENANT H. A. BORRADALE ceased to be Acting Officer Commanding "D" Company, 4th Battalion, the King's African Rifles, with effect from 28th October, 1934, inclusive.

## MAGISTERIAL WARRANTS.

ERNEST MEREDYTH HYDE-CLARKE to be a Magistrate of the Second Class, with power to hold a Subordinate Court of the Second Class, whilst holding his present appointment as District Officer, Meru District, Central Province.

JOHN WINDER CUSACK to be a Magistrate of the Second Class, with power to hold a Subordinate Court of the Second Class, whilst holding his present appointment as District Officer, Turkana District.

## PRELIMINARY ORAL SWAHILI EXAMINATION.

Pass.  
Mrs. L. Wordingham, Education Department.  
A. R. Fittall, Secretariat.

JUXON BARTON,  
for Colonial Secretary.

## PROCLAMATION No. 107

THE DISEASES OF ANIMALS ORDINANCE  
(Chapter 157 of the Revised Edition, Section 4)

AND

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

GOVERNMENT NOTICE No. 231 OF 1919.

## PROCLAMATION.

IN EXERCISE of the powers thereunto enabling me, I hereby declare the area defined in the Schedule hereto to be infected with East Coast Fever, and I hereby further declare the said area shall be known as an "Infected Area" for the purposes of Rules under the Diseases of Animals Ordinance.

Proclamation No. 92 dated the 8th day of November, 1933, is hereby amended accordingly.

Given under my hand at Nairobi this 14th day of November, 1934.

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

## SCHEDULE

L.R. No. or other description	Owner	District	Date of commencement of Quarantine
Farm L.R. No. 3175	Messrs. Ker Bros., Ol Ngarua, Rumuruti	Laikipia	7th November, 1934

## PROCLAMATION No. 108

THE DISEASES OF ANIMALS ORDINANCE  
(Chapter 157 of the Revised Edition, section 4)

AND

## THE INTERPRETATION AND GENERAL CLAUSES ORDINANCE

(Chapter 1 of the Revised Edition, section 13)

GOVERNMENT NOTICE No. 231 OF 1919.

## PROCLAMATION.

IN EXERCISE of the powers thereunto enabling me, I hereby declare the following areas to be infected areas for the purpose of the said Diseases of Animals Ordinance:—

## RINDERPEST.

Farm L.R. No. 1527/5, Mr. Inder Singh s/o Kala Singh, P.O. Kibigori, Kisumu-Londiani district.

Farm L.R. No. 1230/R and 4428/10, Major Baynes, P.O. Narro Moru, North Nyeri district.

And further I hereby declare the following portions of proclamations to be revoked:—

That portion of Proclamation No. 34, dated 3rd of May, 1933, declaring L.R. Nos. 5108 and 1231, P. H. Poolman, P.O. Nanyuki, North Nyeri district, to be an infected area (East Coast Fever).

That portion of Proclamation No. 60, dated 27th day of June, 1934, declaring that portion of the Feita District in the vicinity of Taveta and bounded on the north by the Masai Reserve, on the east and south by the boundary of the Tanganyika Territory border and on the west by the meridian of longitude 38° east, to be an infected area (Rinderpest).

That portion of Proclamation No. 99, dated the 17th day of October, 1934, declaring Farm L.R. No. 5173, Capt. R. Y. Phillips, P.O. Nanyuki, North Nyeri district, to be an infected area (Rinderpest).

Given under my hand at Nairobi this 14th day of November, 1934.

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

## PROCLAMATION No. 109

THE SUPPRESSION OF RABIES ORDINANCE,  
1932

AND

## THE INTERPRETATION AND GENERAL CLAUSES ORDINANCE

(Chapter 1 of the Revised Edition, section 13)

GOVERNMENT NOTICE No. 155 OF 1934.

## PROCLAMATION.

IN EXERCISE of the powers thereunto enabling me, I hereby apply the aforesaid Ordinance to the area set out in the Schedule hereto.

Given under my hand at Nairobi this 14th day of November, 1934.

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

## SCHEDULE.

North Kavirondo Native Reserve.

## PROCLAMATION No. 110

THE SUPPRESSION OF RABIES ORDINANCE,  
1932

AND

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

GOVERNMENT NOTICE No. 155 OF 1934.

## PROCLAMATION.

IN EXERCISE of the powers thereunto enabling me, I hereby declare the following proclamation and portion of proclamation to be revoked:—

That portion of Proclamation No. 24, dated the 28th day of February, 1934, declaring that portion of the North Kavirondo Native Reserve and of the Kaimosi settled area, bounded by a line commencing at the junction of the Kaimosi settled area-Nandi Reserve boundary with the Kakamega-Kapsabet road;

thence in a westerly direction by this road to Sores;

thence by the road to the Kakamega-Kisumu road at Milimu's camp;

thence northwards by the Kakamega-Kisumu road to the Isioha Bridge,  $1\frac{1}{2}$  miles south of the Kakamega Township;

thence in a westerly direction by the River Isioha to its junction with the River Lusumu and thence by that river to the point where it meets the Mumias-Yala road;

thence south by the Mumias-Yala road to its junction with the Central Kavirondo-North Kavirondo boundary;

thence by this boundary to its junction with the Nandi Reserve boundary;

thence in a northerly direction by the North Kavirondo-Nandi Reserve boundary to the commencement of the Kaimosi settled area;

thence by the Kaimosi settled area-Nandi Reserve boundary to its junction with the Kakamega-Kapsabet road, the point of commencement, to be an infected area (Rabies).

That Proclamation No. 68, dated the 11th day of July, 1934, declaring the area set out in the Schedule thereto as follows:—

From the point of intersection of the Turbo-Kakamega road with the boundary between North Kavirondo and Turbo settled area, southwards along this boundary to its junction with the Kakamega-Kaimosi-Kapsabet road;

thence westward along this road to join the northern boundary of the quarantine area described in Proclamation No. 24 of the 28th day of February, 1934;

thence still generally westward following this northern boundary by the Kakamega-Kaimosi-Kapsabet road via Oseris Camp to its junction with the Kakamega-Kisumu road;

thence northwards along this road to its intersection of the Isioho River;

thence generally westward to the junction of the Isioho and Lusumu rivers;

thence up-stream along the Lusumu River to the Kakamega-Mumias Road;

thence westward along this road to its junction with the Mumias-Kabras road;

thence north-easterly along this road to its junction with the Kakamega-Turbo road;

thence northwards along this road to the point of commencement, to be an infected area (Rabies).

Given under my hand at Nairobi this 14th day of November, 1934.

H. H. BRASSEY-EDWARDS,  
*Chief Veterinary Officer.*

## GOVERNMENT NOTICE No. 746

## APPOINTMENT.

## BOARD OF AGRICULTURE.

*Coast Advisory Committee.*

IT is notified for public information that His Excellency the Governor has been pleased to appoint Major the Hon. Robertson Eustace, D.S.O., to be a member of the Coast Advisory Committee.

Nairobi,

This 16th day of November, 1934.

A. DE V. WADE,  
*Acting Colonial Secretary.*

## GOVERNMENT NOTICE No. 747

## THE NATIVES' ARMS ORDINANCE.

*(Chapter 137 of the Revised Edition).*

## NOTICE.

I hereby order that the word "Arms" in the Natives' Arms Ordinance (Chapter 137 of the Revised Edition) shall include—

Wrist Knives.

Nairobi,

This 13th day of November, 1934.

J. BYRNE,  
*Governor.*

## GOVERNMENT NOTICE No. 748

THE LAND AND AGRICULTURAL BANK  
ORDINANCE, 1930.

## APPOINTMENT.

IN EXERCISE of the powers conferred upon him by section 4 (2) of the Land and Agricultural Bank Ordinance, 1930, His Excellency the Governor has been pleased to appoint Mr. Ernest Beasley Gill to be a member of the Land Bank Board with effect from the 1st January, 1935.

Nairobi,

12th November, 1934.

H. G. PILLING,  
*for Acting Colonial Secretary.*

## GOVERNMENT NOTICE NO. 749

## THE DEFENCE FORCE ORDINANCE, 1927.

(No. 12 of 1928).

## RESIGNATIONS AND RELINQUISHMENTS.

IN EXERCISE of the powers conferred upon him by the Defence Force Ordinance, 1927, and all other powers thereunto enabling him, His Excellency the Governor has been pleased to approve of the following resignation in the Kenya Defence Force from the date mentioned:—

2nd/Lieutenant E. J. Somerset resigns his Commission ... 23-10-34.

By Command of His Excellency the Governor.

Nairobi,

This 13th day of November, 1934.

A. DE V. WADE,  
*Acting Colonial Secretary.*

## GOVERNMENT NOTICE NO. 750

## THE DEFENCE FORCE ORDINANCE, 1927.

(No. 12 of 1928).

## APPOINTMENTS.

IN EXERCISE of the powers conferred upon him by Regulation 13 of the Defence Force Regulations, 1930, His Excellency the Governor has been pleased to appoint the following members of the Defence Force in the appointments and with effect from the dates stated:—

Lieutenant H. G. Squires to be Captain ... 4-10-34.

Major H. D. White, D.S.O., to be Lieutenant-Colonel ... 1-8-34.

2nd/Lieut. F. H. Trent (Lieutenant, King's African Rifles Reserve of Officers) to be Temporary Lieutenant whilst attached to the Kenya Defence Force ... 1-6-34.

A. J. R. Master, Esq., to be Pilot Officer ... 23-10-34.

By Command of His Excellency the Governor.

Nairobi,

This 13th day of November, 1934.

A. DE V. WADE,  
*Acting Colonial Secretary.*

## GOVERNMENT NOTICE NO. 751

## THE DEFENCE FORCE ORDINANCE, 1927.

(No. 12 of 1928).

## APPOINTMENTS OF MEMBERS OF THE CENTRAL DEFENCE COMMITTEE.

IN ACCORDANCE with the provisions of section 4 (1) of the Defence Force Ordinance, 1927, as amended by the Defence Force (Amendment) Ordinance, 1931, His Excellency the Governor has been pleased to appoint the undermentioned to be members of the Central Defence Committee:—

Lieut.-Colonel H. D. White, D.S.O., *vice* Colonel G. J. Henderson, resigned ... 1-8-34.

Lieut.-Colonel W. G. D. Nicol, *vice* Lieut.-Colonel R. T. Foster, M.C., resigned ... 1-9-34.

By Command of His Excellency the Governor.

Nairobi,

This 17th day of November, 1934.

A. DE V. WADE,  
*Acting Colonial Secretary.*

## GOVERNMENT NOTICE No. 752

THE DEFENCE FORCE ORDINANCE, 1927.  
(No. 12 of 1928).

## APPOINTMENTS OF MEMBERS OF THE LOCAL DEFENCE COMMITTEES.

IN ACCORDANCE with the provisions of section 6 (1) of the Defence Force Ordinance, 1927, as amended by the Defence Force (Amendment) Ordinance, 1931, His Excellency the Governor has been pleased to appoint the undermentioned to be members of the Local Defence Committees in the Districts named:—

Lieut.-Colonel H. D. White, D.S.O., Naivasha District, <i>vice</i>	
Brigadier-General A. G. Arbuthnot, C.M.G., D.S.O.,	
resigned	1-8-34.
Lieut.-Colonel W. G. D. Nicol, Coast District, <i>vice</i> Colonel	
R. T. Foster, M.C., resigned	1-9-34.

By Command of His Excellency the Governor.

Nairobi,

This 17th day of November, 1934.

A. DE V. WADE,  
*Acting Colonial Secretary.*

## GOVERNMENT NOTICE No. 753

THE DEFENCE FORCE ORDINANCE, 1927.  
(No. 12 of 1928).

## RESIGNATIONS.

IN EXERCISE of the powers conferred upon him by the Defence Force Ordinance, 1927, and all other powers thereunto enabling him, His Excellency the Governor has been pleased to approve of the following resignations in the Kenya Defence Force from the dates mentioned:—

Major R. H. Lodge, M.C., resigns his Commission in the	
Kenya Defence Force	1-11-34.

The following Officers resign their appointments as members of the Central Defence Committee:—

Colonel G. J. Henderson	30-6-34.
Lieut.-Colonel R. T. Foster, M.C.	1-9-34.

The following Officers resign their appointments as members of the Local Defence Committees:—

Brigadier-General A. G. Arbuthnot, C.M.G., D.S.O.	14-5-33.
Lieut.-Colonel R. T. Foster, M.C.	1-9-34.

By Command of His Excellency the Governor.

Nairobi,

This 17th day of November, 1934.

A. DE V. WADE,  
*Acting Colonial Secretary.*

## GOVERNMENT NOTICE No. 754

## NOTICE.

IT is notified for general information that the King's Exequatur, empowering Dr. Karol Poznanski to act as Polish Consul-General in London with jurisdiction in all the Colonies, Protectorates and Territories under Mandate, with the exception of Cyprus, Palestine and Trans-Jordan, received His Majesty's signature on the 27th September, 1934.

Nairobi,

This 14th day of November, 1934.

A. DE V. WADE,  
*Acting Colonial Secretary.*

## GOVERNMENT NOTICE No. 755

THE LIQUOR ORDINANCE.  
(Chapter 71 of the Revised Edition).

## NOTICE.

IN EXERCISE of the powers conferred upon him by section 11 of the Liquor Ordinance (Chapter 71 of the Revised Edition) His Excellency the Governor has been pleased to appoint Mr. C. M. Deverell to be a member of the Licensing Court for the Nairobi Licensing Area for the year 1934, *vice* Mr. H. L. G. Gurney.

Nairobi,

This 14th day of November, 1934.

A. DE V. WADE,  
*Acting Colonial Secretary.*

## GOVERNMENT NOTICE No. 756

## THE COMPANIES ORDINANCE, 1933.

PURSUANT to section 284, sub-section 3 of the above Ordinance, it is hereby notified that at the expiration of three months from date hereof, the name of the undermentioned Company will, unless cause be shown to the contrary, be struck off the Register of Companies, and the Company will be dissolved:—

Yala European Stores, Limited.

Nairobi,

This 17th day of November, 1934.

B. STONE,

*Acting Registrar of Companies.*

## GOVERNMENT NOTICE No. 757

## THE TRADE MARKS ORDINANCE, 1930.

## TRADE MARKS RENEWED

Trade Mark Number	Advertised in the Official Gazette	Name of Applicant	Class
633	12-1-1921	The Vacuum Oil Co. of South Africa Ltd.	4
634	12-1-1921	do	4
635	12-1-1921	do	4
636	12-1-1921	do	4
637	12-1-1921	do	4
638	12-1-1921	do	4
639	12-1-1921	do	4
640	12-1-1921	do	4
641	12-1-1921	do	4
642	12-1-1921	do	4
643	12-1-1921	do	4
644	12-1-1921	do	4
645	12-1-1921	do	4
646	12-1-1921	do	4
647	12-1-1921	do	4
648	12-1-1921	do	4
649	12-1-1921	do	4
650	12-1-1921	do	4
651	12-1-1921	do	4
652	12-1-1921	do	4
653	12-1-1921	do	4

## UNPAID RENEWAL FEES

629	23-2-1921	The Griswold Manufacturing Company	13
630	12-1-1921	Thomas Bigg Limited	2
631	12-1-1921	do	2
632	12-1-1921	do	2

Nairobi,

This 15th day of November, 1934.

B. STONE,

*Acting Registrar of Trade Marks.*

## GOVERNMENT NOTICE No. 758

## NOTICE.

PROVISIONAL recognition is accorded to Mr. P. Lamotte to act as Belgian Consul-General at Nairobi pending the issue of His Majesty's Exequatur.

Nairobi,

13th November, 1934.

A. DE V. WADE,

*Acting Colonial Secretary.*

## GOVERNMENT NOTICE No. 759

## THE MINING ORDINANCE, 1933.

NOTICE is hereby given that the issue of an Exclusive Prospecting Licence has been approved as follows:—

- (a) *Licensees.*—The Anglo-Continental Mines Company, Limited.
- (b) *Area.*—Approximately 20 square miles and known as Area "A" in the Schedule to Government Notice No. 586 of the 29th August, 1934.
- (c) *Term.*—One year from the 13th November, 1934.
- (d) *Minerals.*—Minerals as defined by section 2 (1) of the Mining Ordinance, 1933.

Government Notice No. 586 of the 29th August, 1934, is hereby cancelled.

Nairobi,

This 13th day of November, 1934.

E. B. HOSKING,

*Commissioner of Mines.*

## GOVERNMENT NOTICE No. 760

## THE MINING ORDINANCE, 1933.

NOTICE is hereby given that the issue of an Exclusive Prospecting Licence has been approved as follows:—

- (a) *Licensees.*—The Anglo-Continental Mines Company, Limited.
- (b) *Area.*—Approximately 6½ square miles situated on the Yala River in Area II of the Kitson Report, 1933, and as described in Schedule D to Government Notice No. 663 of the 6th October, 1934.
- (c) *Term.*—One year from the 15th November, 1934.
- (d) *Minerals.*—Minerals as defined by section 2 (1) of the Mining Ordinance, 1933.

Schedule D to Government Notice No. 663 of the 6th October, 1934, is hereby cancelled.

Nairobi,

This 15th day of November, 1934.

E. B. HOSKING,

*Commissioner of Mines.*

## GOVERNMENT NOTICE No. 761

## THE MINING ORDINANCE, 1933.

NOTICE is hereby given under section 17 (2) of the Mining Ordinance, 1933, that an application by Harold W. Gill on behalf of Mitchell Cotts and Co., Ltd., has been accepted for consideration of an Exclusive Prospecting Licence over an area of approximately 7.5 square miles situated in the Kakamega District of North Kavirondo and as described in the Schedule hereto.

Under section 7 (d) of the Mining Ordinance, 1933, this area, except such portion already held under existing mining title is therefore excluded to prospecting or occupation under any prospecting right with effect from the 13th day of November, 1934.

Objections to the grant of the Exclusive Prospecting Licence applied for will be entertained until the 20th day of December, 1934, and should be addressed to the Commissioner of Mines, Mining and Geological Department, P.O. Box 339, Nairobi.

Nairobi,

This 13th day of November, 1934.

E. B. HOSKING,  
*Commissioner of Mines.*

## SCHEDULE.

An area comprising approximately 7.5 square miles and described as follows:—

Commencing at the intersection of the south-eastern boundary of the Milimus Roman Catholic Mission with the Kakamega-Kisumu main road;

thence bounded south-easterly by that main road for about 1,000 yards to its junction with the Kap-sabet road;

thence by a straight line, on a true bearing of  $216^{\circ}$  and for a distance of about 700 yards to its intersection with the Koa River;

thence down-stream by the centre of that river to a point lying on a true bearing of  $30^{\circ}$  from the trigonometrical station Lisulu;

thence northerly by a straight line to the intersection of the old Milimus-Mumias road with the centre of the Siokho River about 200 yards below the junction of the Siokho and Imisa Rivers;

thence up-stream by the centre of the Siokho River to its junction with the centre of the Imisa River;

thence up-stream by the centre of the Imisa River to its junction with the centre of the Shihirira River;

thence up-stream by the centre of the latter river to its most northerly source;

thence due east by a straight line for a distance of about 1,200 yards to its intersection with Kakamega-Kisumu main road;

thence generally south-easterly by that main road to the point of commencement.

## GOVERNMENT NOTICE No. 762

## THE LOCAL GOVERNMENT (MUNICIPALITIES) ORDINANCE, 1928.

## NOTICE.

IN EXERCISE of the powers conferred upon him by section 5 of the Local Government (Municipalities) Ordinance, 1928, His Excellency the Governor has been pleased to nominate Mr. P. Macfarlane to be a member of the Nairobi Municipal Council, *vice* Mr. J. G. Nisbet, with effect from the 1st December, 1934.

By Command of His Excellency the Governor.

Nairobi,

This 17th day of November, 1934.

H. G. PILLING,  
*for Acting Colonial Secretary.*

## GOVERNMENT NOTICE No. 763

## THE NATIVE LANDS TRUST ORDINANCE, 1930.

IN EXERCISE of the powers conferred upon him by section 3 of the Native Lands Trust Ordinance, 1930, His Excellency the Governor has been pleased to nominate the Hon. Conway Harvey to be a member of the Native Lands Trust Board, *vice* T. J. O'Shea.

By Command of His Excellency the Governor.

Nairobi,

19th November, 1934.

A. DE V. WADE,  
*Acting Colonial Secretary.*

## GOVERNMENT NOTICE No. 764

## THE NATIVE LANDS TRUST ORDINANCE, 1930.

IN EXERCISE of the powers conferred upon him by section 3 of the Native Lands Trust Ordinance, 1930, His Excellency the Governor has been pleased to nominate Lt.-Colonel the Hon. Lord Francis Scott, D.S.O., to be a member of the Native Lands Trust Board, *vice* the Hon. Conway Harvey.

By Command of His Excellency the Governor.

Nairobi,

19th November, 1934.

A. DE V. WADE,  
*Acting Colonial Secretary.*



## GOVERNMENT NOTICE No. 718

## SWAHILI EXAMINATIONS.

HIGHER Standard Examinations in Swahili will be held at Nairobi on Monday, the 4th March, 1935.

Lower Standard Examinations will be held on the same date at Nairobi and such other places as the chairman of the Languages Board may decide.

The names of candidates for either of the above examinations must be forwarded through Heads of Departments, and to reach the Secretary, Languages Board, P.O. Box 621, Nairobi, on or before the 4th January, 1935.

Entries should state the candidate's full name, the post held and the language examinations already passed.

Nairobi,  
2nd November, 1934.

L. A. WEAVING,  
*Secretary, Languages Board.*

## GENERAL NOTICE No. 1565

THE LAND AND AGRICULTURAL BANK  
(AMENDMENT) ORDINANCE, 1934.

## NOTIFICATION.

NOTICE is hereby given that the Board of the Land and Agricultural Bank of Kenya have approved a temporary advance in terms of section 3 of the Land and Agricultural Bank (Amendment) Ordinance, 1934, as under:—

<i>Name.</i>	<i>Amount.</i>
H. C. Nightingale	£300

Nairobi,  
15th November, 1934.

S. THORNTON,  
*Secretary.*

## GENERAL NOTICE No. 1566

## HONORARY PERMIT ISSUER.

IN EXERCISE of the powers conferred upon me by Rules Nos. 20 and 65 of the Diseases of Animals Ordinance Rules, 1931, I hereby declare the undermentioned gentleman to be an Honorary Permit Issuer for the purposes of the said Rules:—

Major H. V. Pirie,  
P. O. Limuru.

Nairobi,  
This 13th day of November, 1934.

H. H. BRASSEY-EDWARDS,  
*Deputy Director (Animal Industry)  
and Chief Veterinary Officer.*

## GENERAL NOTICE No. 1567

## HONORARY PERMIT ISSUER.

IN EXERCISE of the powers conferred upon me by Rule No. 26 (2) of the Diseases of Animals Ordinance Rules, 1931, I hereby declare that the undermentioned Honorary Issuer of Permits is authorized to issue permits for movement by rail for slaughter stock only.

Limuru Area.

Major H. V. Pirie,  
P. O. Limuru.

Nairobi,

This 13th day of November, 1934.

H. H. BRASSEY-EDWARDS,  
*Deputy Director (Animal Industry)  
and Chief Veterinary Officer.*

## GENERAL NOTICE No. 1568

## RABIES PROGRESS REPORT.

Since the publication of the last progress report on 16th October last, three fresh cases of rabies have been reported and confirmed, i.e. one case in a dog at Turbo, one in a jackal at Soy and one in a dog from the South Ugenya Location, Central Kavirondo Reserve.

In addition, four suspicious cases—three dogs and a jackal are reported in the Kakalelwa location, North Kavirondo Reserve—12 miles north-west of Kakamega township. A native child was admitted to Kakamega Hospital for rabies treatment.

The total number of positive cases of rabies for the year 1934 is 18, of which 12 are reported as affecting jackals and 6 in the dog.

In consequence of the extension of rabies from Kakamega in the northerly and westerly directions, the whole of the North Kavirondo Reserve has been placed in quarantine for rabies.

With regard to the two new positive cases in the Turbo and Soy districts, all in-contact dogs have been destroyed and the recent baiting has accounted for 22 hyenas and 53 jackals in addition to 12 jackals either shot or destroyed in neighbouring districts.

The veterinary staffs stationed in North and Central Kavirondo Reserves are co-operating with baiting measures for baiting the locations along the Nzoia River with the object of making a free zone, and a thorough clean-up of native-owned dogs is being accomplished with the following results:—

Marach: mortality, 1,314 dogs; 135 jackals and 27 other carnivora; Waholo: mortality, 924 dogs; 75 jackals and 34 other carnivora; Other Native locations: 341 dogs; 45 jackals and 12 other carnivora.

In the area immediately surrounding Kakamega township, 1,748 poisoned baits were laid resulting in mortality 47 dogs, 25 jackals and 12 other carnivora.

No further cases are reported from the other areas in quarantine.

It is requested that the Department's efforts to exterminate the rabies carriers in infected and in-contact areas will be supported by the assistance of the public in general.

H. H. BRASSEY-EDWARDS,  
*Deputy Director (Animal Industry)  
and Chief Veterinary Officer.*

## GENERAL NOTICE NO. 1569

## LOCUST REPORT, 14TH NOVEMBER, 1934.

## KENYA.

*Conditions at present.*

## THE RED LOCUST.

Apart from the presence of a very dense swarm reported to be flying in a north-westerly direction in the Mwanza area of Tanganyika, and the tendency of swarms in eastern portions of that territory to move towards Kenya, the situation gives no cause for anxiety. There is but little to mention in respect of swarms in this Colony since the previous report.

Numerous swarms varying in size are still present but damage caused has been slight. Several swarms of considerable size have appeared in the Chuka and Embu areas at the foot of the east and south-eastern slopes of Mount Kenya having come from uninhabited parts in the north-west, and other smaller swarms have moved up from the south-east through the Machakos District. At least one swarm is still present in the Kericho area.

Reports received from the Chief Engineer, Kenya and Uganda Railways and Harbours are to the effect that with the exception of a swarm seen not far from Nairobi, none have been observed near main and branch lines. As far as it has been possible to ascertain, the northern part of the Coast Province and the Turkana Province are clear.

Migration of swarms previously in the Colony is not general, some having remained within a radius of ten miles for several weeks. Some have entered uninhabited forest areas.

Rain has fallen in north-eastern portions of the Central Province where conditions have been favourable for planting of crops. Young cereals may be attacked in native areas in those parts, but as the red locust enters forest country and young grass will be available, serious damage to young cereals is not anticipated.

*Forecasts.*

If the large swarm in Mwanza area reported as moving north-west took a more northerly direction it might cross the border into South Kavirondo, and eastern Tanganyika swarms might enter this Colony near the coast, but as the general tendency of flight of the red locust is stated to be southward with an increase of temperature at this season of the year and as experience with the red locust in Kenya is extremely limited, a forecast with regard to these swarms is not possible.

Ovarian development in some swarms in this Colony has been observed, but as this is slight, laying during the next month or six weeks is improbable.

## TANGANYIKA.

The swarm in the Mwanza area mentioned above is reported to-day to be thirty miles long and dense, and to be flying north-west from an area just south of Mwanza. Also, red locusts are sparsely scattered throughout the Tanga Province more especially in the Hadeni District where swarms have arrived from Bagamoya, Morogoro and elsewhere. A northerly direction of flight towards the Kenya border is reported. No reports of layings have been received. Efforts are being made to destroy locusts by burning bush when locusts are resting.

## UGANDA.

Both red and migratory locusts are present in Uganda. There are a few scattered swarms of the latter in Western Province, Mubende, Bunyoro and the Southern Nile, but laying has not been reported.

In south-western districts the situation with regard to the red locust was reported to be somewhat serious in September. The Kigezi area was infested by flying swarms which were still frequent during the third week in October.

A. G. BAILEY,  
*for Director of Agriculture.*

## GENERAL NOTICE NO. 1570

## POST OFFICE NOTICE.

## ARRIVAL OF AIR MAIL IN ENGLAND.

IT is notified for general information that the Air Mail despatched from Nairobi on the under-mentioned date arrived in England as stated:—

Date of despatch from Nairobi	Date of arrival in England
9th November, 1934	15th November, 1934

General Post Office,  
Nairobi,  
16th November, 1934.

A. W. DRURY,  
*for Postmaster General,  
Kenya, Uganda and Tanganyika*

## GENERAL NOTICE NO. 1571

## POST OFFICE NOTICE.

## ARRIVAL OF KENYA MAILS IN ENGLAND.

IT is notified for general information that the mails despatched from Mombasa on the under-mentioned dates arrived in England as stated:—

Date of despatch from Mombasa	Name of vessel by which despatched	Date of arrival in England
27th October, 1934 30th October, 1934	S.S. "Malda" S.S. "Logician"	16th November, 1934 16th November, 1934

General Post Office,  
Nairobi,  
17th November, 1934.

A. W. DRURY,  
*for Postmaster General,  
Kenya, Uganda and Tanganyika*

## GENERAL NOTICE NO. 1533

THE CROWN LANDS ORDINANCE.  
(Chapter 140 of the Revised Edition).

## KISUMU TOWNSHIP PLOTS.

## NOTICE.

NOTICE is hereby given that grants in respect of the plots at Kisumu specified in the Schedules hereto, will be sold by auction at the office of the District Commissioner, Kisumu-Londiani District at Kisumu, on Monday, 17th December, 1934, commencing at 11 a.m.

Plans of the plots may be seen at the Public Map Office attached to the Survey and Registration Division, Nairobi, and at the office of the District Commissioner at Kisumu, or may be had on application to the Surveyor General, Box 89, Nairobi, on payment of Sh. 3 post free.

The right to withdraw any plot from the auction is reserved to the Commissioner for Local Government, Lands and Settlement.

In the following General and Special Conditions of Sale, the term "Authority" means the District Commissioner, Kisumu-Londiani, or such other Municipal Authority as may be hereafter established by law.

## CONDITIONS OF SALE.

## (a) Auction.

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 per cent 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, 1935, shall be paid to the District Commissioner, Kisumu-Londiani.

The survey fees, the fees payable for the preparation and registration of the grant (Sh. 120) and the stamp duty payable in respect of the grant, and all other expenses, if any, shall be paid to the Surveyor General, Nairobi.

All these amounts shall be paid within seven days of a demand being made therefor.

Upon such payments being duly made, the purchaser shall, subject to the provisions of the Crown Lands Ordinance (Chapter 140, Revised Edition), and to the Conditions of Sale having 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 for Local Government, Lands and Settlement can present to the purchaser the grant duly executed.

7. Subject to the proviso contained in Condition No. 6, if the amounts therein mentioned are not paid as therein laid down within seven days of a demand being made therefor, the Commissioner for Local Government, Lands and Settlement, may order the deposit made by the purchaser to be forfeited, and the purchaser shall have no further claim to the grant of the plot.

## (b) General.

1. 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.

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

3. Grants will be issued under the Registration of Titles Ordinance. The term of the grants for plots in Schedule No. I will be 99 years from the 1st day of January, 1935, and for plots in Schedule No. II the term of each grant will be for 25 years from the 1st day of January, 1935, subject to extension to 99 years as provided in Special Condition No. d4 of the Special Conditions attaching to the plots enumerated under Schedule No. II.

4. The grantee shall not at any time subdivide the plot, or assign, sublet or otherwise dispose of any portion of the plot without the previous written consent of the Governor.

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

## (c) Special.

*Special Conditions in respect of Residential Plots in Schedule No. I.*

1. Each purchaser of a plot in Schedule No. I 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, and shall maintain the same.

2. No building shall at any time during the term of the grant be used for any other purpose than a dwelling house.

3. At no time during the term of the grant shall more than one dwelling house with the necessary offices and out-buildings be erected on any plot without the consent of the Governor.

4. The grantee shall not at any time during the term of the grant erect any building or buildings so as to cover more than one-half of the area of the plot.

5. All out-buildings, offices, etc., shall be properly sited and screened from view to the satisfaction of the Authority or such other person as may be appointed, and shall be kept so screened during the term of the grant.

(d) *Special.*

*Special Conditions in respect of Godown, Garage and Factory Plots in Schedule No. II.*

1. The plots may be used for general godown, garage and factory purposes only, and not more than 90 per cent of the area of the plot shall be built over.

2. In no case shall the area of any plot required to remain unbuilt on be less than 300 square feet, and the said area shall be free from any erection thereon above the level of the ground except latrine accommodation constructed in accordance with all laws and by-laws in force relating thereto, and in accordance with a design approved by the Authority.

Such open space shall be at the rear of the building, and shall extend along the entire width of the building, or for a distance of not less than 30 feet whichever shall be the less, and the distance

across such open space from every part of the building to the rear boundary of the plot shall be not less than 10 feet.

3. 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 or wood and iron on proper foundations, and shall maintain the same.

4. If at any time during the term of the grant a main building of approved design constructed of stone, burnt brick or concrete on proper foundations be erected on any plot, the grantee shall be entitled to an extension of the term of the grant to 99 years from the 1st day of January, 1935.

5. 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 trade or business which has been or may be declared to be dangerous or offensive by notice in the Official Gazette.

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

SCHEDULE No. I.

CLASS "A" RESIDENTIAL PLOTS.

Section No.	Plot No.	Area Acres (approx.)	Survey Fees	Upset Price	Annual Rent
			Sh.	Sh.	Sh.
I	25	1.583	80	1,815	205
I	26	1.584	80	1,815	205
I	27	1.518	80	1,780	197
I	30	1.443	80	1,740	187
I	31	1.584	80	1,815	205
I	32	1.585	80	1,815	205

SCHEDULE No. II.

GENERAL GODOWN AND FACTORY PLOTS.

Section No.	Plot No.	Area Acres (approx.)	Survey Fees	Upset Price	Annual Rent
			Sh.	Sh.	Sh.
LXVIII	3	0.1090	70	675	120
LXVIII	4	0.1090	70	675	120
LXVIII	5	0.1090	70	675	120

Nairobi,  
10th November, 1934.

W. M. LOGAN,  
*Commissioner for Local Government,  
Lands and Settlement.*

GENERAL NOTICE NO. 1465

ESCARPMENT TRADING CENTRE.

SALE OF MATERIAL FROM OLD BUILDINGS.

NOTICE is hereby given that a small quantity of corrugated iron, timber, etc., forming a portion of unoccupied buildings erected on Crown Land at Escarpment Trading Centre will be sold by auction on the site commencing at 11 a.m. on Wednesday the 12th day of December, 1934.

2. The successful purchaser will be required to pay in cash on the fall of the hammer, failing which

the lot may be re-offered for sale when no bid from the defaulter will be accepted.

3. The successful purchaser will be required to remove the material and leave the site clear by the 22nd day of December, 1934.

4. Any further information may be obtained from the District Commissioner, Nairobi.

Nairobi,  
26th October, 1934.

W. M. LOGAN,  
*Commissioner for Local Government,  
Lands and Settlement.*

## GENERAL NOTICE NO. 1534

## THE CROWN LANDS ORDINANCE

(Cap. 140, Revised Laws of Kenya).

## THOMSON'S FALLS STOCK YARD PLOT.

## TENDER NOTICE.

TENDERS in terms of rent per annum are invited for the right to lease, for the purposes of a stock sale yard, a plot of land at Thomson's Falls Township, in accordance with the following particulars:—

*Area.*—Three acres approximately (unsurveyed).

*Position.*—West of the railway line, south of the godown area.

*Term.*—Twenty-five years from 1-1-1935.

*User.*—Stock sale yard for stock sales only.

*Buildings.*—Any buildings erected must be in accordance with plans and specifications approved by the Provincial Commissioner, Rift Valley Province, Nakuru.

2. No tender of less than Sh. 200 per annum will be considered.

3. The successful tenderer will be required to pay to the Provincial Commissioner, Rift Valley Province, Nakuru, the sum of Sh. 200 by way of Stand Premium within fourteen days of the date of the acceptance of his tender, together with the rent for the year 1935. Cost of deeds (Sh. 120), Stamp Duty and Survey Fees will be payable on demand.

4. On such days as the lessee does not require the use of the sale yard for the purpose of stock sales, he shall allow any licensed auctioneer the use thereof for stock sales subject to a fee of Sh. 10 per diem payable in advance.

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

6. Sealed tenders marked "Tender for Thomson's Falls Stock Yard" must be deposited with the undersigned by noon on Saturday, the 14th December, 1934.

Nairobi,

10th November, 1934.

W. M. LOGAN,

Commissioner for Local Government,  
Lands and Settlement.

## GENERAL NOTICE NO. 1535

## HIS MAJESTY'S COURT OF APPEAL FOR EASTERN AFRICA.

A special Session of His Majesty's Court of Appeal for Eastern Africa will be holden at Nairobi on the 30th day of November, 1934, when the following appeals will be heard.

Criminal Appeal	No. 135/34.	Rex vs. Chakwera.
"	No. 144/34.	Rex vs. William Agere s/o Kiroge.
"	No. 145/34.	Rex vs. Muli wa Mbai.
"	No. 146/34.	Rex vs. Mbaya wa Mutuba.
"	No. 147/34.	Rex vs. Kyesongera s/o Weraga.
"	No. 148/34.	Rex vs. Kristofa Male s/o Nikodemu.
"	No. 149/34.	Rex vs. Eriya Kayongo s/o Nikodemu.
"	No. 152/34.	Rex vs. Ia Baki.
"	No. 153/34.	Rex vs. Kinguru s/o Kabutui.
"	No. 154/34.	Rex vs. Mbunja wa Kambogo.
"	No. 155/34.	Rex vs. Mutoni wa Mbunja.
"	No. 156/34.	Rex vs. Kibet arap Boregi.
"	No. 157/34.	Rex vs. Kipruto arap Komoi long.
"	No. 158/34.	Rex vs. Kiplangat arap Komoi long.
"	No. 159/34.	Rex vs. Kiplangat arap Chepkonyi.
"	No. 160/34.	Rex vs. Kiproach arap Mngerichi.
"	No. 161/34.	Rex vs. Kiprono arap Seni.
"	No. 162/34.	Rex vs. Kiplangat arap Cherio.
"	No. 163/34.	Rex vs. Engerepi s/o Emongot.
"	No. 164/34.	Rex vs. Waguwabi s/o Muikalwa.
"	No. 165/34.	Rex vs. Ekwaro s/o Oguta.

Nairobi,

8th November, 1934.

E. J. O'FARRELL,

Acting Registrar,  
H.M. Court of Appeal for E.A.

## GENERAL NOTICE No. 1467

THE CROWN LANDS ORDINANCE.  
(Chapter 140 of the Revised Edition).

## KERICHO TOWNSHIP PLOT.

## NOTICE.

TENDERS by way of Stand Premium are invited for the purchase of the grant in respect of Plot No. 8, section IV, Kericho Township, as described in the Schedule hereto.

2. A plan of the plot may be seen at the Public Map Office attached to the Survey and Registration Division, Nairobi, and at the office of the Provincial Commissioner, Kisumu, or may be had on application to the Surveyor General on payment of Sh. 3, post free.

3. In the following conditions the term "authority" means the District Commissioner, Kericho, or such other municipal authority as may be hereafter established by law.

## CONDITIONS OF SALE.

(a) *Tender.*

1. Sealed tenders marked "Tender for Kericho Plot" must be deposited with the undersigned before noon on Wednesday, November 28th, 1934.

2. No tender of less than the reserve price as shown in the Schedule will be considered. The highest or any tender will not necessarily be accepted.

3. The grantee of the plot shall pay to the District Commissioner, Kericho, within seven days of the acceptance of his tender, 25 per cent of the purchase money, together with the rent due to the 31st December, 1934. In default of such payment the sale of the plot may be cancelled.

4. The balance of the purchase money shall be paid to the District Commissioner, Kericho. The survey fees, the fees payable for the preparation and registration of the grant (Sh. 120), and the stamp duty payable in respect of the grant, and all other expenses, if any, shall be paid to the Surveyor General, Nairobi. All these amounts shall be paid within seven days of a request for payment being made when the grant is ready for execution. If these amounts be not paid within the time stated, the Commissioner for Local Government, Lands and Settlement may order the deposit made by the grantee to be forfeited, and the grantee shall have no further claim to the grant of the plot.

(b) *General.*

1. The grant will be for 25 years from the 1st December, 1934, and will be subject to the ordinary conditions of the Crown Lands Ordinance, as governing township plots and to the following conditions:—

2. The title will be issued under the Registration of Titles Ordinance.

3. 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 grantee 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.

4. No building shall be erected on the plot unless plans (including block plans showing the position of the buildings), drawings, elevations and specifications thereof shall have been previously approved

by the 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 District Commissioner, Kericho, for necessary action.

5. The grantee shall not at any time subdivide the plot or assign, sublet or otherwise dispose of any portion of the plot without the previous written consent of the Governor.

6. Any building erected shall conform to a building line decided upon by the authority.

(c) *Special.*

1. The plot may be used for business purposes only, or for the combined purposes of business and residence.

Provided that in the event of the plot being used for the said combined purposes, then not more than one-half of the area thereof shall be built upon; otherwise not more than ninety per cent of the area thereof shall be built upon.

2. In no case shall the area of the plot, if used solely for business purposes, required to remain unbuilt on be less than 300 square feet, and the said area shall be free from any erection thereon above the level of the ground except latrine accommodation constructed in accordance with all laws and by-laws in force relating thereto and in accordance with a design approved by the authority.

Such open space shall be at the rear of the building, and shall extend along the entire width of the building, or for a distance of not less than 30 feet, whichever shall be the less, and the distance across such open space from every part of the building to the rear boundary of the plot shall be not less than 10 feet.

3. The purchaser of the 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.

4. If at any time during the term of the grant a main building of approved design constructed of stone, burnt brick or concrete on proper foundations, be erected on the plot, the grantee shall be entitled to an extension of the term of the grant to 99 years from the 1st December, 1934.

5. At no time during the term of the grant shall the plot or any portion thereof, or any building erected on the plot, be used for the purpose of carrying on any trade or business which has been or may be declared to be dangerous or offensive by notice in the Official Gazette.

6. A veranda may be erected within a road reserve with the previous consent of the authority, and must conform to a building line decided upon by such authority.

## SCHEDULE.

Plot.—No. 8, section IV, Kericho Township.

Area.—0.17218 of an acre.

Rent.—Sh. 120 per annum.

Reserve price.—Sh. 750.

Survey fees.—Sh. 70.

Proportionate rent to 31-12-34.—Sh. 10.

Nairobi,

23rd October, 1934.

W. M. LOGAN,  
Commissioner for Local Government,  
Lands and Settlement.



## GENERAL NOTICE NO. 1499

THE CROWN LANDS ORDINANCE  
(Chapter 140, Revised Edition).

## TENDER FOR FARM GRANTS.

## NOTICE.

TENDERS in terms of Stand Premia are invited from persons of European descent only for the purchase of the grants in respect of the farms mentioned in the Schedule below.

2. A plan of the farms may be seen at the Public Map Office attached to the Survey and Registration Division, Government Road, Nairobi, or may be had on application to the Surveyor General, P.O. Box 89, Nairobi, on payment of Sh. 3 each, post free.

3. Each grant will be issued under the Registration of Titles Ordinance, Chapter 142, for a term of 999 years as from the 1st January, 1935, and will be subject to the ordinary conditions of the Crown Lands Ordinance (Chapter 140 of the Revised Edition).

4. Sealed tenders marked "Tender for farm grant" must be deposited with the undersigned before noon on Saturday, the 8th December, 1934.

5. Tenders should be accompanied by a statement indicating:—

- (a) the present land holding (if any) of the tenderer in the Colony and the amount of and nature of development thereon;
- (b) the proposals of the tenderer for the development of the area if his tender be accepted;
- (c) the amount of guaranteed capital available for development purposes.

6. The successful tenderer will be required to pay within seven days of notification that his tender has been accepted 10 per cent of the amount tendered, together with the rent due to the 31st December, 1935.

7. The balance of the purchase price will be payable on demand prior to the issue of title or may be paid in nine equal annual instalments, the first of such payments becoming due on the 1st January, 1936.

8. The survey fees and the fees (Sh. 120) payable in respect of the preparation and registration of the title, together with the stamp duty in respect of the grant must be paid within seven days of a demand therefor. Titles will be issued as soon as conveniently may be.

9. No tender of a sum less than that indicated in the Schedule as the reserve price will be considered.

The highest or any tender will not necessarily be accepted.

## SCHEDULE

Locality	Farm No.	Area acres (approx)	Reserve Price Sh.	Survey Fees Sh.	Rent per annum Sh. cts.
Trans Nzoia (Charangani)	2201	1395	20,925	756	279 00
Ulu	4902	2526	10,104	996	505 20
North Nyeri (Kalalu)	4423/9/3	735	11,025	596	147 00
Nyeri	3332	1020	6,120	676	204 00
Oi Joro Rok	2644	*1664	16,640	836	332 80

\*It may be necessary to reserve out of No. 2644, an area of approximately 49 acres in respect of the Gilgil-Rumuruti Road (Stock Route) in which case a *pro rata* reduction in Stand Premium and rent will be made.

Nairobi,  
2nd November, 1934.

W. M. LOGAN,  
Commissioner for Local Government,  
Lands and Settlement.

## GENERAL NOTICE NO. 1529

KENYA AND UGANDA RAILWAYS AND  
HARBOURS.

## STORES DEPARTMENT.

## TENDERS FOR GREEN COFFEE BEANS

From 1-1-1935 to 31-12-1935.

AS the quality of the samples of coffee recently submitted by tenderers was reported to be below standard, fresh tenders are now invited for a high grade coffee for catering purposes and should be submitted for all or any of the following:—

- (i) A straight coffee.
- (ii) A blend of coffee.

Suitable for liquoring from the variety of waters used over the whole system.

2. The successful tenderer will be required to deliver quantities as and when required.

3. Samples not exceeding  $\frac{1}{2}$  lb. should be sent for each quality tendered, and should be clearly marked.

4. The approximate annual quantity required is  $1\frac{1}{2}$  tons.

5. Tenders with samples should be addressed to the Chairman, Railway Tender Board, P.O. Box

570, Nairobi, and should reach him by noon on the 1st December, 1934.

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

Nairobi,  
6th November, 1934. G. D. RHODES,  
General Manager,  
Kenya and Uganda Railways and Harbours.

## GENERAL NOTICE NO. 1528

## NOTICE.

IN view of the close of the Financial Year on the 31st December, 1934, it is requested that all merchants and others having any claim against the Government of the Colony and Protectorate of Kenya will render them to the department concerned before the 22nd December, 1934, and will present all payment vouchers to the nearest District Treasury for payment before the 31st December, 1934.

The Treasury,  
Nairobi,  
7th November, 1934.

G. R. SANDFORD,  
for Treasurer.

## GENERAL NOTICE NO. 1572

## THE MINING ORDINANCE, 1933.

NOTICE is hereby given in accordance with the Mining Regulations, 1934, regulation 34, that the following claims and Exclusive Prospecting Licence have been abandoned:—

Nairobi,

This 16th day of November, 1934.

E. B. HOSKING,  
*Commissioner of Mines.*

Mining Location	Class of Location	Cause of Abandonment	Date from which the location or part thereof shall be deemed to be abandoned	Name of Registered Holder
Kakamega 50/1-6	Lode	Voluntary abandonment	November 10th, 1934	H. P. van Heerden.
Kakamega 2065-2069	ditto	ditto	ditto	E. C. Englert.
Exclusive Prospecting Licence	Cause of Abandonment		Date from which the Licence shall be deemed to be abandoned	Name of Registered Holder
No. 25	Voluntary abandonment		November 9th, 1934	Lochhead Moore & Roy.

## GENERAL NOTICE NO. 1573

## THE MINING ORDINANCE, 1933

NOTICE is hereby given in accordance with the Mining Regulations, 1934, regulation 34, that the following claims have been abandoned:—

Nairobi,

6th November, 1934.

E. B. HOSKING,  
*Commissioner of Mines.*

Mining Location	Class of Location	Cause of Abandonment	Date from which the location or part thereof shall be deemed to be abandoned	Name of Registered Holder
Kakamega 28/1-9	Reef	Voluntary abandonment	3rd November, 1934.	Van Rensburg & du Plooy

## GENERAL NOTICE NO. 1574

## OUTPUT OF GOLD.

## SEPTEMBER AND OCTOBER

MONTH	NORTH KAVIRONDO		CENTRAL KAVIRONDO		SOUTH KAVIRONDO		MASAI PROVINCE		TOTAL
	Lode	Alluvial	Lode	Alluvial	Lode	Alluvial	Lode	Alluvial	
1934 September	456	255	355	—	327	—	83	—	1476
October	536	236	218	8	803	—	33	—	1834

Nairobi,

This 17th day of November, 1934.

E. B. HOSKING,  
*Commissioner of Mines.*



## GENERAL NOTICE No. 1575

## NOTICE

*Under Chapter 71 Laws of Kenya*

Application for transfer of Liquor Licence received for consideration by the Nyanza Liquor Licensing Court to be held at the Office of the District Commissioner, Kisumu-Londiani, Kisumu, on Monday, 10th December, 1934, at 10 a.m.

Applicant	Nature of Licence	Remarks
Mr. H. R. Hine, Kericho Stores	Wine Merchants' and Grocers' Liquor Licence	From Plot No. 11, Section 1 to Plot No. 3, Section 3, Kericho Township.

Kisumu,  
12th November, 1934.

C. TOMKINSON,  
*District Commissioner,  
Kisumu-Londiani.*

## GENERAL NOTICE No. 1576

## NOTICE

## LABOUR AGENTS' PERMITS ISSUED DURING THE MONTH OF OCTOBER, 1934

No. of Permit	Name	Date of Receipt	Date of Commencement	Date of Expiry
805	Nyanza Labour Agency	4-10-34	1-10-34	31-12-34
806	Jewalaram Merchand	30-10-34	1-11-34	31-1-35

Kisumu,  
8th November, 1934.

C. TOMKINSON,  
*District Commissioner,  
for Ag. Provincial Commissioner, Nyanza.*

## GENERAL NOTICE No. 1577

## THE BANKRUPTCY ORDINANCE, 1930

## NOTICE OF RELEASE OF TRUSTEE

Debtor's Name	Debtor's Address	Debtor's Description	Court	Number of Matter	Trustee's name	Date of Release
Ethel De Souza trading as Montecenas & Co.	Mombasa	Merchant	Supreme Court	6 of 1931	Official Receiver	9-11-34

Mombasa,  
9th November, 1934.

J. H. FLYNN,  
*Ag. District Registrar, Supreme Court of Kenya*

## GENERAL NOTICE NO. 1356

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

## SUPREME COURT CRIMINAL SESSIONS AT MOMBASA, 19-11-34.

- Criminal Case No. 67/34 Rex *vs.* Mauti wa Koza.  
 Criminal Case No. 129/34 Rex *vs.* (1) Hussein bin Mohamed, (2) Matola bin Mkwanda.  
 Criminal Case No. 130/34 Rex *vs.* Mali ya Tabu wa Mangoka.  
 Criminal Case No. 139/34 Rex *vs.* Rumba wa Mwanongo.  
 Criminal Case No. 140/34 Rex *vs.* Nyangao s/o Machuania.  
 Criminal Case No. 144/34 Rex *vs.* Mwavita s/o Mwamuye.

## SUPREME COURT SESSIONS AT KISUMU, 20-11-34.

- Criminal Case No. 137/34 Rex *vs.* Kiplangat Arap Maina.  
 Criminal Case No. 141/34 Rex *vs.* 1. Ooro Okumu; 2. Okumu s/o Ooro.  
 Criminal Case No. 143/34 Rex *vs.* Kitaga s/o Tabukana.  
 Criminal Case No. 157/34 Rex *vs.* Faraji s/o Yusuf.  
 Probate and Administration Cause No. 6/33 In the matter of Dhanpat Rai Kohli, deceased.  
 Civil Appeal No. 24/34 Damodar Ladha *vs.* Chhaganlal Anandji.  
 Civil Appeal No. 30/34 Jermia Pembe *vs.* Munshi Ram.  
 Civil Appeal No. 32/34 Kitale Bakery *vs.* Gajjan Singh.

*For hearing.*

- Civil Case No. 19/33 Walji Shamji & Company *vs.* Alibhai Amarshi.  
 Civil Case No. 22/34 Ismail & Co. *vs.* Harjiwan Keshavji.

## SUPREME COURT SPECIAL SESSIONS AT NAKURU, 27-11-34.

- Criminal Case No. 160/34 Rex *vs.* 1. Bari ole Laduma, 2. Maritim ole Lolobiala, 3. Mbali ole I.aigitile, 4. Lagoi ole Lesoiba and 5. Majero ole Lirono.  
 Criminal Case No. 164/34 Rex *vs.* Kakawon Wero Kenyale.

## SUPREME COURT SESSIONS AT NAIROBI, 10-12-34.

- Criminal Case No. 156/34 Rex *vs.* Kiteme wa Mutuku.  
 Criminal Case No. 158/34 Rex *vs.* Mbuba wa Chyaka.  
 Criminal Case No. 161/34 Rex *vs.* Ngusye wa Ndei.  
 Criminal Case No. 163/34 Rex *vs.* Wanjiru wa Murigo.

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

## GENERAL NOTICE NO. 1578

## THE BANKRUPTCY ORDINANCE.

## FIRST MEETING OF CREDITORS AND PUBLIC EXAMINATION.

*Debtor's name.*—Sheikh Nassor bin Mohamed.  
*Address.*—Kuze, Mombasa.  
*Description.*—Butcher.  
*Court.*—Supreme Court, Mombasa.  
*Number of matter.*—7 of 1934.  
*Date of first meeting of creditors.*—27th November, 1934.  
*Hour.*—2.30 p.m.  
*Place.*—Office of the Deputy Official Receiver, Treasury Buildings, Mombasa.  
*Date of public examination.*—28th November, 1934.  
*Hour.*—10 a.m.  
*Place.*—Supreme Court, Mombasa.  
*Date of order for summary administration.*—14th November, 1934.

Mombasa;

15th November, 1934.

J. H. FLYNN,  
*Deputy Official Receiver,  
 Coast Province, Mombasa.*

## GENERAL NOTICE NO. 1579

## THE BANKRUPTCY ORDINANCE.

## ORDER ON APPLICATION TO APPROVE A SCHEME OF ARRANGEMENT.

*Debtor's name.*—Herbert Kay Binks.  
*Address.*—Government Road, Nairobi.  
*Description.*—Photographer.  
*Court.*—H.M. Supreme Court, Nairobi.  
*Number of cause.*—28 of 1934.  
*Date of order.*—16th November, 1934.  
*Nature of scheme of arrangement sanctioned and order made.*—Preferential claims to be paid in full, thereafter Sh. 20 in the £ to be paid in respect of all provable debts by realization of books-debts and monthly instalments of Sh. 300 to be paid by debtor commencing from 15th January, 1935. The Official Receiver to be trustee under the approved scheme and the property to vest in him. The debtor to have the use of such property to enable him to carry on business subject to the supervision of the trustee.

Nairobi,  
 16th November, 1934.

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

## GENERAL NOTICE NO. 1580

## THE BANKRUPTCY ORDINANCE.

## RECEIVING ORDER AND ADJUDICATION.

Debtor's name.—David Jacobus Erasmus.

Address.—Kakamega.

Description.—Miner.

Date of filing petition.—12th November, 1934.

Court.—H.M. Supreme Court, Nairobi.

Number of matter.—32 of 1934.

Date of receiving order.—13th November, 1934.

Whether debtor's or creditors' petition.—Debtor's.

Date of adjudication.—13th November, 1934.

Date of petition.—10th November, 1934.

Nairobi,

16th November, 1934.

B. STONE,

*Acting Official Receiver.*

## GENERAL NOTICE NO. 1581

## PROBATE AND ADMINISTRATION.

CAUSE No. 27 OF 1933.

IN THE ESTATE OF SALEH BIN HUSSEIN, DECEASED.

To all whom it may concern.

TAKE NOTICE that the account of the estate of the above-named Saleh bin Hussein, deceased, has been lodged with the Acting District Registrar of the Supreme Court of Kenya at Mombasa, and that he has appointed the 13th day of December, 1934, at 2.15 p.m. for passing account.

Mombasa,

14th November, 1934.

J. H. FLYNN,

*Acting District Registrar,  
Supreme Court of Kenya.*

## GENERAL NOTICE NO. 1582

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

## PROBATE AND ADMINISTRATION.

CAUSE No. 32 OF 1934.

NOTICE OF APPLICATION FOR ADMINISTRATION OF ESTATE OF  
HAJI DADA HAJI ESMAIL, LATE OF MOMBASA, DECEASED.

TAKE NOTICE that application having been made in this Court by (1) Haji Sidik Haji Dada and (2) Haji Mohamed Haji Dada, of Mombasa, for the administration of the estate of Haji Dada Haji Esmail, late of Mombasa, who died at Mombasa on the 9th day of June, 1933, 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 4th day of December, 1934.

Mombasa,

12th November, 1934.

J. H. FLYNN,

*Acting District Registrar,  
Supreme Court of Kenya.*

## GENERAL NOTICE NO. 1583

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

## PROBATE AND ADMINISTRATION.

CAUSE No. 64 OF 1934.

IN THE MATTER OF PURAN DEVI, DECEASED.

NOTICE is hereby given that all persons having claims of whatsoever nature or kind, against the estate of the above deceased, are hereby requested to send in particulars of such claims duly supported by their affidavits, to the undersigned at his office situate in Leader Buildings, Government Road, Nairobi, on or before the 31st day of January, 1935, after which date no claims shall be entertained.

Nairobi,

16th November, 1934.

N. J. DAVE,

*Advocate for P. D. Acharya,  
Administrator of the Estate  
of the above Deceased.*

## GENERAL NOTICE NO. 1584

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

## PROBATE AND ADMINISTRATION.

CAUSE No. 86 OF 1934.

NOTICE OF APPLICATION FOR ADMINISTRATION OF ESTATE OF  
MISTRY BALWANT SINGH s/o TAHIL SINGH, LATE OF  
NAIROBI, DECEASED.

TAKE NOTICE that application having been made in this Court by Tej Kaur d/o Bulaka Singh, of Nairobi, for the administration of the estate of Mistry Balwant Singh, late of Nairobi, who died at Nairobi on the 1st day of November, 1934, 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 5th day of December, 1934.

Nairobi,

17th November, 1934.

E. J. O'FARRELL,

*Acting Registrar,  
Supreme Court of Kenya.*

## GENERAL NOTICE NO. 1535

## PROBATE AND ADMINISTRATION.

PUBLIC TRUSTEE'S CAUSE No. 90 OF 1934.

IN THE MATTER OF JWALA SINGH s/o RALLA RAM,  
DECEASED.

To all whom it may concern.

TAKE NOTICE that all persons having any claims against the estate of the above-named Jwala Singh s/o Ralla Ram, who died at Nairobi on the 22nd day of December, 1933, are required to prove such claims before me the undersigned on or before the 20th day of January, 1935, after which date the claims so proved will be paid and the estate distributed according to law.

Nairobi,

13th November, 1934.

B. STONE,

*Acting Public Trustee.*

## GENERAL NOTICE NO. 1586

## PROBATE AND ADMINISTRATION.

PUBLIC TRUSTEE'S CAUSE No. 91 OF 1934.

IN THE MATTER OF ARCHIBALD HAMILTON MOERAN,  
DECEASED.

To all whom it may concern.

TAKE NOTICE that all persons having any claims against the estate of the above-named Archibald Hamilton Moeran, who died at Nakuru on the 5th day of September, 1934, are required to prove such claims before me the undersigned on or before the 20th day of January, 1935, after which date the claims so proved will be paid and the estate distributed according to law.

Nairobi,

16th November, 1934.

B. STONE,

*Acting Public Trustee.*

## GENERAL NOTICE NO. 1587

## PROBATE AND ADMINISTRATION.

PUBLIC TRUSTEE'S CAUSE No. 91 OF 1934.

IN THE MATTER OF ARCHIBALD HAMILTON MOERAN,  
DECEASED.

To all whom it may concern.

TAKE NOTICE that on or after the 4th day of December, 1934, I intend to apply to H.M. Supreme Court of Kenya at Nairobi for an order to administer the estate of the above-named Archibald Hamilton Moeran, who died at Nakuru on the 5th day of September, 1934.

Nairobi,

16th November, 1934.

B. STONE,

*Acting Public Trustee.*

## GENERAL NOTICE No. 1588

## PROBATE AND ADMINISTRATION.

PUBLIC TRUSTEE'S CAUSE No. 94 OF 1934.

IN THE MATTER OF FREDERICK GEORGE TURNER, DECEASED.  
To all whom it may concern.

TAKE NOTICE that all persons having any claims against the estate of the above-named Frederick George Turner, who died at Naivasha on the 29th day of September, 1934, are required to prove such claims before me the undersigned on or before the 20th day of January, 1935, after which date the claims so proved will be paid and the estate distributed according to law.

Nairobi,

17th November, 1934.

B. STONE,  
Acting Public Trustee.

## GENERAL NOTICE No. 1589

## THE TRADE MARKS ORDINANCE, 1930.

APPLICATION No. B 2149.



TAKE NOTICE that an application for the registration of the Trade Mark shown above in Class 48, in respect of perfumery (including toilet articles, preparations for the teeth and hair and perfumed soap), has been lodged by Yardley and Company, Limited, of 105, Carpenters Road, Stratford, London, E., England; and 33, New Bond Street, London, W., England; Manufacturing Perfumers and Soap Makers, whose address for service in the Colony is c/o Messrs. Atkinson, Bown, Morrison and Ainslie, Advocates, P.O. Box 29, Mombasa.

The said Trade Mark will be registered after the expiration of ninety days from the date of this Gazette, provided no notice of opposition is received.

User claimed from the year 1929.

Nairobi,

12th November, 1934.

B. STONE,  
Acting Registrar of Trade Marks.

## GENERAL NOTICE No. 1590

## THE TRADE MARKS ORDINANCE, 1930.

APPLICATION No. B 2150.



TAKE NOTICE that an application for the registration of the Trade Mark shown above in Class 48, in respect of perfumery (including toilet articles, preparations for the teeth and hair and perfumed soap), has

been lodged by Yardley and Company, Limited, of 105, Carpenters Road, Stratford, London, E., England; and 33, New Bond Street, London, W., England; Manufacturing Perfumers and Soap Makers, whose address for service in the Colony is c/o Messrs. Atkinson, Bown, Morrison and Ainslie, Advocates, P.O. Box 29, Mombasa.

The said Trade Mark will be registered after the expiration of ninety days from the date of this Gazette, provided no notice of opposition is received.

User claimed from the year 1927.

Nairobi,

12th November, 1934.

B. STONE,  
Acting Registrar of Trade Marks.

## GENERAL NOTICE No. 1591

## THE TRADE MARKS ORDINANCE, 1930.

APPLICATION No. 2179.



TAKE NOTICE that an application for the registration of the Trade Mark shown above in Class 45, in respect of tobacco and cigarettes, has been lodged by the firm trading as N. Jessa Tobacco Factory of Dar es Salaam; Merchants, whose address for service in the Colony is c/o Kassam Walji Mithani of P.O. Box 469, Mombasa.

The said Trade Mark will be registered after the expiration of ninety days from the date of this Gazette, provided no notice of opposition is received.

Nairobi,

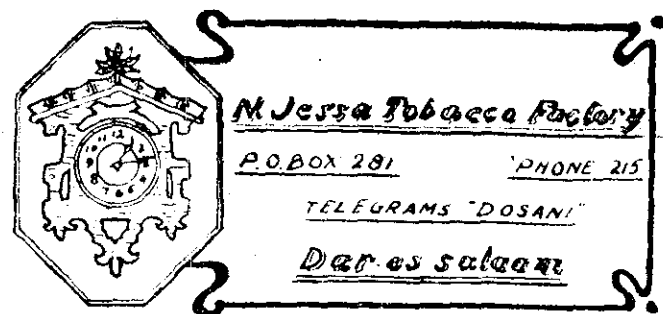
16th November, 1934.

B. STONE,  
Acting Registrar of Trade Marks.

## GENERAL NOTICE No. 1592

## THE TRADE MARKS ORDINANCE, 1930.

APPLICATION No. 2181.



TAKE NOTICE that an application for the registration of the Trade Mark shown above in Class 45, in respect of tobacco and cigarettes, has been lodged by the firm trading as N. Jessa Tobacco Factory of Dar es Salaam; Merchants, whose address for service in the Colony is c/o Kassam Walji Mithani of P.O. Box 469, Mombasa.

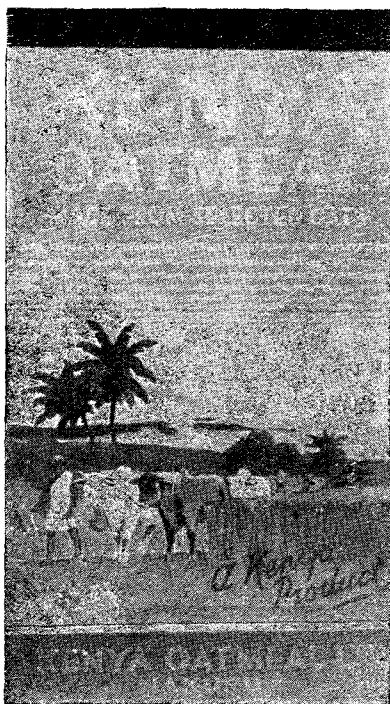
The said Trade Mark will be registered after the expiration of ninety days from the date of this Gazette, provided no notice of opposition is received.

Nairobi,

16th November, 1934.

B. STONE,  
Acting Registrar of Trade Marks.

## GENERAL NOTICE No. 1593

THE TRADE MARKS ORDINANCE, 1930.  
APPLICATION No. 2184.

TAKE NOTICE that an application for the registration of the Trade Mark shown above in Class 42, in respect of substances used as food or ingredients in food, has been lodged by The Kenya Oatmeal, Limited, a limited liability company having its registered office at Nakuru House, Donald Avenue, Nakuru, and whose agents are Messrs. Shapley, Schwartz and Barret, Advocates, P.O. Box 286, Nairobi.

The said Trade Mark will be registered after the expiration of ninety days from the date of this Gazette, provided no notice of opposition is received.

Registration of this Trade Mark shall give no right to the exclusive use of the word "Kenya".

Nairobi,  
15th November, 1934.

B. STONE,  
*Acting Registrar of Trade Marks.*

## GENERAL NOTICE No. 1594

THE FRAUDULENT TRANSFER OF BUSINESSES  
ORDINANCE, 1930.

PURSUANT to the above-named Ordinance, notice is hereby given that the business known as the Kenya Garage, lately carried on by Mr. Mohamed Said Shah son of Mr. Shah Niwaz, of Nairobi, in the Colony of Kenya, East Africa, including the goodwill thereof has been transferred as set out in the particulars hereunder:—

*Name and address of transferor.*—Mr. Mohamed Said Shah, Victoria Street, Nairobi.

*Name and address of transferee.*—Mr. Satyanand Puri, Ngara Road, Nairobi.

*Nature of business.*—Motor Car Repairs.

The transferee will carry on the business at Nairobi, aforesaid, under the name and style of The Kenya Garage and will assume all the liabilities incurred by, and will realize all the outstanding owing to the transferor up to 5th November, 1934, as from which date the transferee has taken over the business.

Dated at Nairobi, 13th day of November, 1934.

M. S. SHAH,  
*Transferor.*

S. N. PURI,  
*Transferee.*

## GENERAL NOTICE No. 1595

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

CIVIL CASE No. 228 of 1934.

IN THE MATTER OF THE MUNYU SISAL ESTATE, LIMITED  
AND

IN THE MATTER OF THE COMPANIES ORDINANCE, 1933.

## PETITION TO WIND UP.

NOTICE is hereby given that a petition for the winding-up of the above-named Company by His Majesty's Supreme Court of Kenya, was on the 8th day of November, 1934, presented to the said Court by Aldred Ivan Rule Harries of Thika, Farmer, and by Messrs. Macgregor, Seex and Co., of Nairobi, Chartered Accountants, and that the said petition is directed to be heard before the said Court at Nairobi on the 30th day of November, 1934, at 10 o'clock in the forenoon, and any creditor or contributory of the said Company desirous of supporting or opposing the making of the order on the said petition may appear at the time of the hearing by himself or his counsel for the purpose; and a copy of the petition will be furnished to any creditor or contributory of the said Company requiring the same by the undersigned on payment of the regulated charges for same.

RALSTON & KAPLAN,

*Advocates and Solicitors,*  
for the Petitioners A. I. R. Harries  
and Macgregor, Seex & Co.,  
National Buildings,  
Government Road, Nairobi,  
Kenya Colony.

*Note.*—Any person who intends to appear on the hearing of the said petition, either to oppose or support, must serve on, or send by post to the above-named advocates and solicitors, for the petitioners, National Buildings, Government Road or P.O. Box No. 507, Nairobi, notice in writing of his intention so to do. The notice must state the name and address of the person or if a firm the name and address of the firm, and must be signed by the person or firm or his or their advocates and solicitors (if any), and must be served or if posted must be sent by post in sufficient time to reach the above-named not later than 6 o'clock in the afternoon of the 29th day of November, 1934.

## GENERAL NOTICE No. 1596

THE FRAUDULENT TRANSFER OF BUSINESSES  
ORDINANCE, 1930.

PURSUANT to the above-mentioned Ordinance notice is hereby given that Mr. Cecil Harry Slater who carried on business in partnership with Mr. Edward Whittaker as General Grocers and Wine and Spirit Merchants at Westlands, Nairobi, under the name of Slater and Whittaker has sold his interest in the said business to the said Edward Whittaker and Mr. Harold Whittaker as from 6th day of November, 1934.

*Name and address of the transferor.*—Cecil Harry Slater, P.O. Box 403, Nairobi.

*Names and addresses of the transferees.*—Edward Whittaker and Harold Whittaker, P.O. Box 403, Nairobi.

*Nature of business.*—General Grocers and Wine and Spirit Merchants.

The transferees will carry on the business at Westlands, Nairobi, in the same premises under the name of Slater and Whittaker and will not assume any of the liabilities incurred by the transferor up to and including the 6th day of November, 1934.

Dated this 12th day of November, 1934.

C. H. SLATER,  
*Transferor.*

EDWARD WHITTAKER,  
HAROLD WHITTAKER,  
*Transferees.*

## GENERAL NOTICE NO. 1597

THE FRAUDULENT TRANSFER OF BUSINESSES  
ORDINANCE, 1930.

PURSUANT to the above-mentioned Ordinance, notice is hereby given that the Regal Theatres and Cinemas (East Africa), Limited, who have been carrying on business under that name as theatrical producers at the Regal Theatre, Mombasa, has sold the assets of the said business, including the goodwill, to Messrs. Walli Hasham and Company, and that transfer of the said business and the assets thereof has been made and given to the said Walli Hasham and Company on the 15th day of November, 1934.

The transferees will carry on the business at the Regal Theatre, Mombasa, and will not assume any of the liabilities incurred by the transferor up to and including the 11th day of November, 1934.

Dated this 15th day of November, 1934.

THE REGAL THEATRES & CINEMAS  
(EAST AFRICA), LIMITED,  
*Transferor.*

WALLI HASHAM & COMPANY,  
*Transferees.*

## GENERAL NOTICE NO. 1598

IN THE MATTER OF THE COMPANIES  
ORDINANCE

AND

KILIMA KIU ESTATES, LIMITED

IN VOLUNTARY LIQUIDATION.

*(Members Winding up).*

NOTICE is hereby given that a General Meeting of the above-named Company will be held at the offices of F. Motchman, 19/20 Albert House, Government Road,

Nairobi, on Tuesday, 11th December, 1934, at 10 a.m. for the purpose of laying before the meeting the accounts of the Liquidator, showing how the winding up has been conducted and the property of the Company disposed of, and of hearing any explanation thereof. Also of 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.

Nairobi,  
10th day of November, 1934.

F. MOTCHMAN,  
*Liquidator.*

## GENERAL NOTICE NO. 1599

## NOTICE.

NOTICE is hereby given that Devchand Khimchand Shah has retired from the business hithertofore carried on by the said Devchand Khimchand Shah and Kanji Nathoo Shah under the name and style of "Lakhmshi Nathoo" in Kenya, as from the 15th November, 1934. The said business will be carried on by the said Kanji Nathoo Shah alone under the same name and style of "Lakhmshi Nathoo" in Kenya, and the said Kanji Nathoo Shah will receive all debts due to and will pay all debts payable by the said firm.

Dated at Nairobi this 15th day of November, 1934.

KANJI NATHOO SHAH.  
DEVCHAND KHIMCHAND SHAH.

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COLONY AND PROTECTORATE OF KENYA  
Statement of Assets and Liabilities as at the 31st August, 1934

LIABILITIES				ASSETS			
	£	s.	cts.		£	s.	cts.
<b>DEPOSITS :—</b>				<b>INVESTMENTS :—</b>			
Savings Bank .. .. .	221,045	1	04	Savings Bank .. .. .	223,549	9	40
Mombasa Water Works—Renewals Fund ..	1,576	17	76	Mombasa Water Works—Renewals Fund ..	1,576	17	76
Kisumu Water Works—Renewals Fund ..	1,878	18	37	Kisumu Water Works—Renewals Fund ..	1,021	19	37
Machakos Water Works—Renewals Fund ..	171	8	00	Supplementary Sinking Fund Reserve—Eldoret Water Supply ..	898	18	50
Asiatic Widows' and Orphans' Pension Fund ..	53,806	11	01	Public Trustee Funds .. .. .	35,950	0	00
Special Reserve Fund .. .. .	808	7	66	Asiatic Widows' and Orphans' Pension Fund ..	53,699	4	31
Maharaj Singh Fund .. .. .	25	4	36	Special Reserve Fund .. .. .	821	2	08
Indian Troops Fund .. .. .	166	14	70	Maharaj Singh Fund .. .. .	25	4	36
Miscellaneous .. .. .	235,449	6	26	Indian Troops Fund .. .. .	166	14	70
Stamp Duty Reserve Fund .. .. .	100,558	2	91	Stamp Duty Reserve Fund .. .. .	99,095	4	85
Supplementary Sinking Fund .. .. .	13,512	2	47	Supplementary Sinking Fund .. .. .	14,280	13	91
Supplementary Sinking Fund Reserve—Eldoret Water Supply .. .. .	898	19	50	K.A.R. CLOTHING RESERVE STORE, LONDON .. .. .			
<b>DRAFTS</b> .. .. .				<b>ADVANCES :—</b> Central Agricultural Advances Board ..	106,449	14	25
				Civil Servants' Building Schemes .. .. .	21,583	17	80
				Miscellaneous .. .. .	67,238	15	59
				Inter-Departmental Clearance Account .. .. .	12	0	95
				<b>SUSPENSE ACCOUNTS :—</b> Turkana Tax .. .. .	257	19	21
				Masai Tax .. .. .	23	4	00
				Machinery and Plant .. .. .	2,151	17	39
<b>LOAN FUNDS—UNSPENT BALANCES :—</b>				<b>LOANS :—</b>			
£3,500,000 1928 Loan .. .. .	119,281	6	84	Maize Industry .. .. .	111,459	19	95
£3,400,000 1930 Loan .. .. .	383,242	0	93	Wheat Industry .. .. .	4,204	9	30
£305,600 1933 Loan .. .. .	115,670	15	00	Barley Industry .. .. .	425	9	05
<b>INVESTMENT ADJUSTMENT ACCOUNT</b> .. .. .				<b>LOANS TO LOCAL BODIES :—</b>			
<b>LOAN—SALE OF ELDORET WATER SUPPLY</b> .. .. .				A. M. Jeevanjee & Co. .. .. .	2,294	18	63
<b>EXCESS OF ASSETS OVER LIABILITIES</b> .. .. .				Roman Catholic Mission, Yala .. .. .	1,905	0	00
				Eldoret Municipal Board .. .. .	29,752	10	26
				<b>IMPRESTS</b> .. .. .			
				<b>UNALLOCATED STORES :—</b>			
				Public Works Department .. .. .	30,884	7	46
				Post Office .. .. .	15,962	16	81
				K.A.R. Rations .. .. .	858	4	64
				<b>CASH :—</b>			
				With Crown Agents .. .. .	227,000	0	00
				On Deposit (fixed) .. .. .	133,747	13	00
				On Deposit, Stamp Duty Reserve Fund .. .. .	1,462	18	06
				On Current Account with Banks or at District Treasuries .. .. .	275,519	4	30
				In Transit between Chests .. .. .	1,986	18	78
<b>TOTAL</b> .. .. .	£ 1,471,199	18	67	<b>TOTAL</b> .. .. .	£ 1,471,199	18	67

Nairobi,  
14th November, 1934.

G. WALSH,  
*Treasurer.*



# SHIPPING RETURN

MONTH OF OCTOBER, 1934

## PORT OF MOMBASA

PARTICULARS OF VESSEL							No. of Crew	CARGO			PASSENGERS				To whom Consigned
Name of Vessel	Master	Gross Tons	From	Arrival Date	Departure Date	Bound to		Class	B.L. Tons Discharged	B.L. Tons Loaded	DISEMBARKED		EMBARKED		
											Euro-peans	Non-Euro-peans	Euro-peans	Non-Euro-peans	
S.S. Ndovu .. ..	..	..	..	May 26	Laid up	in Harbour	..	..	..	..	..	..	..	..	Smith Mackenzie & Co.
M.V. Shaza .. ..	..	..	..	Aug 16	Still in	Harbour	..	..	..	..	..	..	..	..	Shell Co. of E. A., Ltd.
S.S. Halizones ..	Douglas ..	5297	Durban ..	Sept 28	Oct. 4	Glasgow ..	69	General	..	2926	..	..	..	..	African Mercantile Co., Ltd.
S.S. Hesione .. ..	Jones ..	4157	Glasgow ..	" 29	" 3	Dar es Salaam	67	"	1120	6	..	..	..	..	" " " "
S.S. F. Crispi ..	Lagorio ..	7464	Dar es Salaam	" 30	" 1	Genova ..	144	"	1	475	1	4	1	17	Societa Coloniale Italiana
S.S. Llandaff Castle	Scholefield ..	10786	Aden ..	Oct. 1	" 3	London ..	217	"	1743	942	139	3	61	12	Union-Castle Mail S.S. Co., Ltd.
S.T. Mohesi .. ..	Nobel ..	185	Tanga ..	" 1	" 3	Pangani ..	22	Oil & Gen.	25	574	..	..	..	..	Tanganyika Boating Co., Ltd.
M.V. Dumra .. ..	Cleeve ..	2304	Mikindani ..	" 2	" 8	Ibo ..	88	General	521	165	4	11	..	15	Smith Mackenzie & Co.
S.S. Kifaru .. ..	Suleman ..	279	Dar es Salaam	" 3	" 4	Kilifi ..	24	"	5	7	..	..	..	..	" " " "
S.S. Njassa .. ..	Herm ..	8754	Hamburg ..	" 5	" 6	Hamburg ..	161	"	4	1210	15	15	53	1	Deutsche Ost Afrika Linie.
S.S. Kifaru .. ..	Suleman ..	279	Kilifi ..	" 5	" 6	Dar es Salaam	24	"	284	206	..	..	..	..	Smith Mackenzie & Co.
S.S. Africa Maru ..	Miyahara ..	9475	Durban ..	" 6	" 8	Yokohama	123	"	3	256	1	1	4	..	African Mercantile Co., Ltd.
S.S. Usambara ..	Breckwoldt ..	8690	Hamburg ..	" 6	" 7	Hamburg ..	143	"	1087	574	70	..	38	5	Deutsche Ost Afrika Linie
M.V. Shabonee ..	Backman ..	9716	Lourenco	" 8	" 9	Palembang	47	Oil	2818	..	..	..	..	..	African Mercantile Co., Ltd.
S.S. Kifaru .. ..	Suleman ..	279	Dar es Salaam	" 9	" 12	Dar es Salaam	24	General	26	471	..	..	..	..	Smith Mackenzie & Co.
S.S. Azay-le-Rideau	Ventre ..	7989	Zanzibar ..	" 10	" 10	Marseilles	223	"	6	..	2	3	7	2	Messageries Maritimes
S.S. Karanja .. ..	Baird ..	9891	Durban ..	" 10	" 11	Bombay ..	198	"	142	833	25	54	16	407	Smith Mackenzie & Co.
S.S. Atlas Maru ..	Kanagal ..	7347	Japan ..	" 12	" 12	Capetown	60	"	604	13	..	..	..	..	African Mercantile Co., Ltd.
S.S. Le Maire .. ..	Brinkers ..	3271	Tanga ..	" 12	" 13	Batavia ..	84	"	43	431	..	8	1	3	Dalgety & Co., Ltd.
S.S. Kenya .. ..	Eadie ..	9890	Bombay ..	" 13	" 14	Durban ..	199	"	389	120	12	350	22	34	Smith Mackenzie & Co.
S.S. Amboise .. ..	Langlet ..	8408	Djibouti ..	" 14	" 14	Mauritius	232	"	168	27	27	..	..	2	Messageries Maritimes
S.S. Durham Castle	Cowley ..	8240	Tanga ..	" 14	" 15	London ..	196	"	21	1904	51	1	53	..	Union-Castle Mail S.S. Co., Ltd.
S.S. Tripolitania ..	Storace ..	2722	Massua ..	" 14	" 15	Massaua	56	"	53	152	..	25	..	12	Societa Coloniale Italiana
S.T. Mohesi .. ..	Nobel ..	185	Tanga ..	" 15	" 17	Dar es Salaam	22	Oil & Gen	402	280	..	..	..	..	Tanganyika Boating Co., Ltd.
S.S. Meliskerk ..	Corten ..	6045	Tanga ..	" 16	" 17	Europe ..	65	General	32	1374	1	1	3	..	Holland Afrika Line Agency, Ltd.
S.S. Timavo .. ..	Schiaffino ..	7549	Tanga ..	" 16	" 16	Mogadiscio	56	"	24	710	3	2	..	5	A. Baumann & Co.
S.S. Heemskerk ..	J. deMan ..	6516	Europe ..	" 16	" 16	Dar es Salaam	60	"	..	..	14	2	2	..	Holland Africa Line Agency, Ltd.
M.V. Dumra .. ..	Cleeve ..	2304	Mikindani ..	" 17	" 18	Mikindani	88	"	523	87	3	42	5	8	Smith Mackenzie & Co.
S.S. Kifaru .. ..	Suleman ..	279	Dar es Salaam	" 17	" 18	Dar es Salaam	24	"	162	225	..	..	..	..	" " " "
S.S. Heemskerk ..	J. deMan ..	6516	Dar es Salaam	" 18	" 19	Europe ..	60	"	803	114	..	..	3	..	Holland Africa Line Agency, Ltd.
S.S. Madura .. ..	Wright ..	9032	Europe ..	" 18	" 24	Beira ..	157	"	3125	441	123	..	9	4	Smith Mackenzie & Co.
M.V. Isipingo ..	Lamb ..	7069	Calcutta ..	" 19	" 19	Capetown	90	"	339	187	4	1	10	14	African Mercantile Co., Ltd.
M.V. Incomati ..	Morgan ..	7368	Capetown ..	" 19	" 20	Calcutta	100	"	16	288	9	3	2	9	" " " "
S.S. Counsellor ..	Jackson ..	5068	Glasgow ..	" 21	" 23	Dar es Salaam	68	"	1343	15	..	..	..	..	" " " "
S.S. Kifaru .. ..	Suleman ..	279	Tanga ..	" 22	" 24	Dar es Salaam	24	"	76	434	..	..	..	..	Smith Mackenzie & Co.
S.T. Mohesi .. ..	Nobel ..	185	Tanga ..	" 24	" 25	Dar es Salaam	22	Oil & Gen.	155	230	..	..	..	..	Tanganyika Boating Co., Ltd.
S.S. Logician .. ..	Herschell ..	5992	Tanga ..	" 24	" 30	Liverpool	65	General	..	3692	..	..	..	..	African Mercantile Co., Ltd.
S.S. Hawaii Maru ..	Matsuda ..	9469	Durban ..	" 24	" 27	Yokohama	117	"	..	1998	3	1	..	..	" " " "
S.S. Malda .. ..	Caffyn ..	9066	Beira ..	" 24	" 27	Europe ..	162	"	4	2049	5	1	62	..	Smith Mackenzie & Co.
S.S. Perla .. ..	Desimoni ..	5741	Chisimaio ..	" 24	" 24	Tanga ..	54	"	138	119	26	..	..	..	A. Baumann & Co.
M.V. Jean Laborde	Remise ..	11414	Zanzibar ..	" 24	" 24	Marseilles	202	"	2	8	6	4	12	1	Messageries Maritimes
S.S. Takliwa .. ..	Fishley ..	7936	Durban ..	" 24	" 25	Bombay ..	171	"	19	1100	29	37	3	197	Smith Mackenzie & Co.
M.V. Lucerna ..	Bryant ..	6555	Durban ..	" 25	" 27	Port Arthur	31	Oil	3512	..	..	..	..	..	African Mercantile Co., Ltd.
M.V. Dumra .. ..	Cleeve ..	..	..	" 25	Still in	Harbour	..	..	..	..	..	..	..	..	Smith Mackenzie & Co.
S.S. Arabia Maru ..	Oyama ..	9480	Japan ..	" 25	Oct. 26	Rio de Janeiro	122	General	278	324	2	1	..	3	African Mercantile Co., Ltd.
S.S. Tairea .. ..	Creese ..	7933	Bombay ..	" 26	" 27	Durban ..	179	"	375	331	2	443	15	50	Smith Mackenzie & Co.
S.S. G. Mazzini ..	Scotto ..	7453	Genova ..	" 26	" 27	Dar es Salaam	142	"	227	21	18	6	1	11	Societa Coloniale Italiana



## PORT OF MOMBASA—(Contd.)

PARTICULARS OF VESSEL							No. of Crew	CARGO			PASSENGERS				To whom Consigned.
Name of Vessel	Master	Gross Tons	From	Arrival Date	Departure Date	Bound to		Class	B L. Tons Discharged	B L. Tons Loaded	DISEMBARKED		EMBARKED		
											Euro-peans	Non-Euro-peans	Euro-peans	Non-Euro-peans	
M.V. Llangibby Castle ..	Northwood ..	11951	London ..	Oct. 28	Oct. 31	London	209	General	1614	732	208	..	72	8	Union-Castle Mail S.S. Co., Ltd
S.S. Chantilly .. ..	Henri ..	9986	Djibouti ..	" 28	" 28	Mauritius	224	"	164	11	14	5	..	9	Messageries Maritimes
S.S. Kifaru .. ..	Suleman ..	279	Dar es Salaam	" 28	" 30	Dar es Salaam	24	"	79	260	..	..	..	..	Smith Mackenzie & Co.
S.S. Toiuku Maru ..	Nakayama ..	5857	Japan ..	" 29	" 30	Capetown	43	"	590	..	..	..	..	..	African Mercantile Co., Ltd.
S.S. G. Mazzini .. ..	Scotto ..	..	..	" 31	Still in	Harbour	..	..	..	..	..	..	..	..	Societa Coloniale Italiana

C. B. HOGGAN,  
*Ag. Port Captain.*

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" " " 1932.. ..	1 00	1 10	" " 1928 .. ..	20 00	21 00
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" " " 1932 .. ..	5 00	5 60	" " 1931 .. ..	20 00	21 60
" " " 1933 .. ..	5 00	5 60	" " 1932 .. ..	20 00	21 25
Education Department, 1931 .. ..	2 50	2 75	" " 1933 .. ..	17 50	18 50
" " " 1932 .. ..	2 50	2 75	Ordinances, 1927 .. ..	10 00	10 40
" " " 1933 .. ..	2 50	2 75	" 1928 .. ..	17 00	18 00
Forest Department, 1930 .. ..	1 00	1 10	" 1929 .. ..	17 50	17 95
" " " 1931 .. ..	1 00	1 10	" 1930 .. ..	45 00	46 50
" " " 1932 .. ..	1 00	1 10	" 1931 .. ..	12 50	13 25
Game Department, 1929 .. ..	1 00	1 10	" 1932 .. ..	12 50	13 00
" " " 1930 .. ..	1 00	1 10	" 1933 .. ..	17 50	18 40
" " " 1931 .. ..	1 00	1 10	Bankruptcy Rules, 1927 (paper covers) .. ..	10 00	10 30
Judicial Department, 1931.. ..	2 00	2 15	Civil Procedure Rules, 1927 (paper covers) .. ..	12 50	12 70
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" " " 1932 .. ..	1 00	1 10	Col. James' Report on Anti-malarial Measures .. ..	1 00	1 10
" " " 1933 .. ..	1 00	1 10	Plans of Dipping Tank .. ..	10 00	10 25
Post and Telegraphs Department, 1931.. ..	1 00	1 10	Memorandum on Native Policy, 1930 .. ..	40	
" " " 1932.. ..	1 00	1 10	Statement of conclusions of H.M. Government in U.K. on Closer Union in East Africa, 1930 .. ..	40	45
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Prisons Department, 1931 .. ..	1 00	1 10	Report of the Joint Select Committee on Closer Union in East Africa—		
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