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SUPPLEMENTS

KENYA PROCLAMATIONS, RULES AND REGULATIONS
(No 49)

ORDINANCES
(No 6)

Section 37 of the Principal Ordinance which it is proposed to amend —

Instruments
not duly
stamped in-
admissible in
evidence, etc

37 No instrument chargeable with duty shall be admitted in evidence for any purpose by any person having by law or consent of parties authority to receive evidence or shall be acted upon, registered or authenticated by any such person or by any public officer, unless such instrument is duly stamped

Provided that—

(a) Any such instrument not being an instrument chargeable with duty of ten cents or twenty cents only, or a bill of exchange or promissory note, shall, subject to all just exceptions, be admitted in evidence on payment of the duty with which the same is chargeable, or, in the case of an instrument insufficiently stamped, of the amount required to make up such duty, together with a penalty of one pound, or, when ten times the amount of the proper duty or deficient portion thereof exceeds one pound, of a sum equal to ten times such duty or portion,

(b) Where any person from whom a stamped receipt could have been demanded, has given an unstamped receipt and such receipt if stamped would be admissible in evidence against him, then such receipt shall be admitted in evidence against him on payment of a penalty of two shillings by the person tendering it,

(c) Where a contract or agreement of any kind is effected by correspondence consisting of two or more letters

Colony and Protectorate of Kenya

GOVERNMENT NOTICE No 821

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

R W BAKER-BEALL,
Acting Clerk of the Legislative Council

A Bill to Amend the Stamp Ordinance

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 Stamp (Amendment) Ordinance, 1937, and shall be read as one with the Stamp Ordinance (Chapter 57 of the Revised Edition), hereinafter referred to as the Principal Ordinance

Short title

Cap 57

2 Section 37 of the Principal Ordinance is hereby amended by the addition of the following paragraph to the proviso thereto —

Amendment of
section 37
of the
Principal
Ordinance

“(f) Notwithstanding anything to the contrary herein contained a bill of exchange (including a cheque) which is presented for acceptance, or accepted, or payable outside the Colony shall not be invalid by reason only that it is not stamped in accordance with the provisions of this Ordinance, and any such bill of exchange which is unstamped or not properly stamped may be received in evidence on payment of the proper duty and penalties prescribed under paragraph (a) of this section ”

and any one of the letters bears the proper stamp, the contract or agreement shall be deemed to be duly stamped,

(d) Nothing herein contained shall prevent the admission of any instrument in evidence in any proceeding in a criminal court,

(e) Nothing herein contained shall prevent the admission of any instrument in any court when such instrument has been executed by or on behalf of the Government, or where it bears the certificate of a revenue authority as provided by section thirty-four or any other provision of this Ordinance

3 (1) Notwithstanding anything in the Principal Ordinance contained, no power, warrant or letter of attorney granted or to be granted by the Postmaster General, nor any power, warrant or letter of attorney given by any depositor in the savings bank to any other person, authorizing him to make any deposit of any sum of money in the savings bank on behalf of the said depositor or to sign any document or instrument required by the rules or regulations of the savings bank to be signed on making such deposit or to receive back any sum of money deposited in the savings bank, or the interest arising therefrom, nor any receipt nor any entry in any book of receipts for money deposited in the savings bank, nor for any money received by any depositor, his executors or administrators, assigns, attorneys or agents, from the funds thereof, nor any draft or order, nor any appointment of any agent, nor any certificate, or other instrument or document whatsoever required or authorized to be given, issued, signed, made or produced in pursuance of the Savings Bank Ordinance, 1936, or of any Rules made thereunder, or of any Ordinance amending or replacing the same, shall be subject to, or be charged with any stamp duty or duties whatsoever

Exemption
of savings
bank
documents
from stamp
duty

No 29 of 1936

(2) The term "savings bank" in this section contained means the Savings Bank established under the provisions of the Savings Bank Ordinance, 1936, or any Ordinance amending or replacing the same

No 29 of 1936.

(3) This section shall be deemed to have come into operation on the first day of January, 1937

4. The Schedule to the Principal Ordinance is hereby amended by deleting therefrom the following exemption to item 45 thereof —

Amendment of
Schedule
to the
Principal
Ordinance

“(a) Power of Attorney exempted under section twenty-three of the East Africa Post Office Savings Bank Ordinance, 1909, or any Ordinance amending or in substitution for the same ”

OBJECTS AND REASONS

Clause 2 —At International Conventions which were held at Geneva on the 7th June, 1930, and 19th March, 1931, it was agreed that the validity of obligations arising out of (a) a cheque, and (b) a bill of exchange or promissory note, or the exercise of the rights that flow therefrom, should not be subordinated to the observance of the provisions concerning the stamp. The ratification and accession of these Conventions by His Majesty's Government, in respect of the United Kingdom, do not include any Colony or Protectorate, and by an Article in each Convention a notification may be made to the Secretary General of the League of Nations that it is desired that the Convention shall apply to any Colony and Protectorate, the resultant application taking effect in the Colony ninety days after the receipt of such notification.

It was further agreed that if the laws of a High Contracting Party did not already make provision to that effect, such laws should be altered.

A reservation was however made by the United Kingdom representative at the time the 1931 Convention was drawn up that the only instruments to which the provisions of that Convention should apply were the Bills of Exchange presented for acceptance or accepted or payable elsewhere than in the United Kingdom. The reservation admits of a similar limitation applying in the case of any British Dependency.

After consulting the various local bodies who are interested in this matter, it has been decided that both these Conventions should be applied to Kenya, with the same reservation, in the case of the Convention relating to Bills of Exchange as is made by the United Kingdom and the Secretary of State has been informed accordingly.

Clause 2 is designed to make the necessary alteration to Kenya law by following closely the provisions of section 42 of the Finance Act, 1933 (of England).

Clauses 3 and 4 —The new Savings Bank Ordinance, 1936, which comes into operation on the 1st day of January, 1937, contains no provision for the exemption of instruments used in connection with the Savings Bank from stamp duty as was the case with the old Savings Bank Ordinance (Chapter 95) which was recently repealed. It is proposed to make provision for this exemption in the Stamp Ordinance.

No expenditure of public moneys will be involved if the provisions of this Bill become law, and, as the effect of Clause 3 will be merely to continue the existing practice, no additional loss of public revenue will result therefrom.

GOVERNMENT NOTICE No 822

DEPARTURES

Name	Rank	On Leave or Termination of Appointment	Date of Departure
W J. Lewis	Stock Inspector, Agricultural Dept	Leave	19th December, 1936
Mrs A D Hammond	Matron, Education Department	Leave pending retirement	"
Miss I M Nicolson	Nursing Sister Medical Department	Leave	"
C G Fentum	Assistant Inspector of Police	"	"
H S Dalley	Overseer, Public Works Department	"	"
T A Angus	Forester	Leave pending retirement	"
G D Sheel	Wardmaster Medical Department	Leave	"
J S Shennan	Telegraph Inspector	"	14th December, 1936*
Dr H D Tonking	Assistant Bacteriologist, Medical Dept	On transfer to Mauritius	19th December, 1936

* Dar es Salaam

APPOINTMENTS

HENRY GUY PILLING, C M G , M A (OXON), to be Acting Colonial Secretary with effect from the 23rd December, 1936

CECIL WILLIAM HAYES-SADLER, M A (OXON), to be Acting Deputy Colonial Secretary with effect from the 23rd December, 1936

HENRY LOVELL GOLDSWORTHY GURNEY to be Acting Senior Assistant Colonial Secretary with effect from the 23rd December, 1936

HENRY STEVEN POTTER M A (CANTAB), to be Acting Assistant Secretary, Secretariat, with effect from the 23rd December, 1936

MARCUS WILSON LOW to be District Officer, South Kavirondo District, Northern Province, with effect from the 7th December, 1936

FRANCIS WILLIAM GOODBODY to be District Officer (Cadet), Digo District, Coast Province, with effect from the 1st December, 1936

EDWARD HENRY WINDLEY to be District Officer, Narok District, Masai District, with effect from the 9th December, 1936

HENRY GRAHAM GREGORY-SMITH to be District Officer, Meru District, Central Province, with effect from the 18th December 1936

CAPTAIN GEOFFREY BRISCO RIMINGTON, M C , to be District Commissioner, Isiolo District Northern Frontier District, with effect from the 9th December, 1936

CORRIGENDUM

Re Government Notice No 737, page 1298 of Official Gazette dated November 21, 1936

Appointments and Termination of Appointments of Official Headmen

For "Schedule A" read "Schedule B"

For "Schedule B" read "Schedule A"

H G PILLING,
Acting Colonial Secretary

GOVERNMENT NOTICE No 823

APPOINTMENT

IN EXERCISE of the power conferred upon him by section 6 of the Courts Ordinance, 1931, His Excellency the Acting Governor has been pleased to appoint the following to be Acting Labour Officer, Eldoret, with effect from 21st December, 1936—

Edward Beetham Beetham,
and to be a Magistrate to hold a Subordinate Court of the 3rd Class in the Colony in respect only of matters arising out of the Employment of Natives Ordinance (Chapter 139 of the Revised Edition), the Resident Native Labourers' Ordinance No 5 of 1925 and the Native Registration Ordinance (Chapter 127 of the Revised Edition), and any amendments to the said Ordinances and to exercise in respect of the said Ordinances, all the powers of a Magistrate of the 3rd Class, save only that he shall not have power to try offences against any of the provisions of the said Ordinances

By Order of His Excellency the Acting Governor
Nairobi,

This 23rd day of December, 1936

H A NISBET,
for Colonial Secretary

GOVERNMENT NOTICE No 824

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

AND

THE INTERPRETATION AND GENERAL
CLAUSES ORDINANCE

(Chapter 1 of the Revised Edition, Section 13)

GOVERNMENT NOTICE No 406 OF 1926

APPOINTMENT

IN EXERCISE of the powers thereunto enabling me, I have appointed the person named in the Schedule annexed hereto to be Official Headman for the area named therein

Nyeri,
24th December, 1936

S H LA FONTAINE,
Provincial Commissioner,
Central Province

SCHEDULE

MACHAKOS DISTRICT, CENTRAL PROVINCE

Name	Area	With effect from	Remarks
Muthoka wa Muli	Kisau	1st Dec , 1936	On 6 months' probation vice Ndolo wa Nzioka deceased appointed under Government Notice No 490 of 10th July, 1934

GOVERNMENT NOTICE No 825

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

AND

THE INTERPRETATION AND GENERAL
CLAUSES ORDINANCE

(Chapter 1 of the Revised Edition, Section 13)

APPOINTMENT

IN EXERCISE of the powers thereunto enabling me, I hereby appoint the person named in the Schedule annexed hereto to be Official Headman for the area named therein

Nyeri,
21st December, 1936

S H LA FONTAINE,
Provincial Commissioner,
Central Province

SCHEDULE

NORTH NYERI DISTRICT, CENTRAL PROVINCE

Name	Area	With effect from	Remarks
Kasana ole Nandiri	Mukogodo	15th Dec , 1936	On probation for 6 months vice Silangei ole Matungi deposed (Appointed Govt Notice No 130 dated 14th February, 1936)

GOVERNMENT NOTICE No 826

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

AND

THE INTERPRETATION AND GENERAL
CLAUSES ORDINANCE

(Chapter 1 of the Revised Edition, section 13)

GOVERNMENT NOTICE No 406 OF 1926

APPOINTMENT

IN EXERCISE of the powers thereunto enabling me, I hereby appoint the person named in the Schedule annexed hereto to be Official Headman for the area named therein

Kisumu,
17th December, 1936

S H FAZAN,
Provincial Commissioner,
Nyanza.

SCHEDULE

NORTH KAVIRONDO DISTRICT, NYANZA PROVINCE

Name	Area	With effect from	Remarks
Jeremiah s/o Ochieng	Kisa	3rd Dec , 1936	On probation for 6 months vice Son goro s/o Ochieng, retired (appointed vide Govt Notice No 79 of O G P 126 of 1934)

GOVERNMENT NOTICE No 827

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

AND

THE INTERPRETATION AND GENERAL
CLAUSES ORDINANCE

(Chapter 1 of the Revised Edition, section 13)

GOVERNMENT NOTICE No 406 OF 1926

APPOINTMENT

IN EXERCISE of the powers thereunto enabling me I have appointed the person named in the Schedule annexed hereto to be official headman for the area named therein

Nyeri,

21st December, 1936

S H LA FONTAINE,
Provincial Commissioner,
Central Province

SCHEDULE

MACHAKOS DISTRICT, CENTRAL PROVINCE

Name	Area	With effect from	Remarks
Juma Nzioka s/o Mbalu	Kikumbuluu	1st Oct , 1936	On 6 months proba- tion Vice Matundu Mdoti resigned Ap- pointed under Govt Notice No 363 of 2nd September, 1926

GOVERNMENT NOTICE No 828

THE NATIVE AUTHORITY ORDINANCE
(Chapter 129 of the Revised Edition as amended by
the Revised Edition of the Laws (Operation)
Ordinance, 1926, section 20)

AND

THE INTERPRETATION AND GENERAL
CLAUSES ORDINANCE

(Chapter 1 of the Revised Edition, section 13)

GOVERNMENT NOTICE No 826 OF 1935

NORTH KAVIRONDO LOCAL NATIVE COUNCIL

IN EXERCISE of the powers thereunto enabling me, I hereby appoint the persons named in the Schedule annexed hereto to be members of the Local Native Council named therein

Kisumu,

17th December, 1936

S H FAZAN,
Provincial Commissioner,
Nyanza

SCHEDULE

NORTH KAVIRONDO LOCAL NATIVE COUNCIL

Jeremiah s/o Ochieng, vice Songoro Ochieng,
retired

Makare s/o Tomia, vice Rapando Tomia, de-
ceased

(Government Notice No 272 dated 3rd April,
1935, is amended accordingly)

GOVERNMENT NOTICE No 829

THE SHOP HOURS ORDINANCE, 1925

WHEREAS an inquiry has become necessary as the result of a proposal of the local authority to fix a weekly half-holiday to be observed by shops in Kisumu Township

Now therefore in exercise of the powers conferred upon him by the Shop Hours (Weekly Half Holiday) (Inquiry) Rules, 1935, His Excellency the Governor, on the application of the Commissioner for Local Government, Lands and Settlement has been pleased to appoint the District Commissioner, Kisumu-Londiani to be the Commissioner for the purpose of holding such inquiry

By Command of His Excellency the Governor

Nairobi,

Dated this 18th day of December, 1936

A DE V WADE,
Colonial Secretary

GOVERNMENT NOTICE No 830

THE COURTS ORDINANCE, 1931

NOTICE

IN EXERCISE of the powers conferred upon him by section 6 of the Courts Ordinance, 1931, His Excellency the Governor has been pleased to appoint, with effect from the 7th day of December, 1936, Marcus Warren Low, to be a Magistrate of the Second Class, with powers to hold a Subordinate Court of the Second Class in the South Kavirondo District, whilst holding his present appointment as District Officer, South Kavirondo District, Nyanza Province

By Command of His Excellency the Governor

Nairobi,

This 21st day of December, 1936

A DE V WADE,
Colonial Secretary

GOVERNMENT NOTICE No 831

THE COURTS ORDINANCE, 1931

NOTICE

IN EXERCISE of the powers conferred upon him by section 6 of the Courts Ordinance, 1931, His Excellency the Governor has been pleased to appoint, with effect from the 9th day of December, 1936, Edward Henry Windley, to be a Magistrate of the Second Class, with powers to hold a Subordinate Court of the Second Class in the Narok District, whilst holding his present appointment as District Officer, Narok District, Masai District

By Command of His Excellency the Governor

Nairobi,

This 19th day of December, 1936

A DE V WADE,
Colonial Secretary

GOVERNMENT NOTICE No 832

THE COURTS ORDINANCE, 1931

NOTICE

IN EXERCISE of the powers conferred upon him by section 6 of the Courts Ordinance, 1931, His Excellency the Governor has been pleased to appoint with effect from the 9th December, 1936, Geoffrey Brisco Rimington, to be a Magistrate of the First Class, with powers to hold a Subordinate Court of the First Class in the Northern Frontier District, whilst holding his present appointment as District Commissioner, Isiolo District, Northern Frontier District

By Command of His Excellency the Acting Governor

Nairobi,

This 23rd day of December, 1936

H G PILLING,
Acting Colonial Secretary

GOVERNMENT NOTICE No 833

THE COURTS ORDINANCE, 1931

NOTICE

IN EXERCISE of the powers conferred upon him by section 6 of the Courts Ordinance, 1931, His Excellency the Governor has been pleased to appoint, with effect from the 18th day of December, 1936, Henry Graham Gregory-Smith, to be a Magistrate of the Second Class, with powers to hold a Subordinate Court of the Second Class in the Meru District, whilst holding his present appointment as District Officer, Meru District, Central Province

By Command of His Excellency the Acting Governor

Nairobi,

This 24th day of December, 1936

H G PILLING,
Acting Colonial Secretary

GOVERNMENT NOTICE No 834

THE FARMERS ASSISTANCE ORDINANCE, 1936

(Section 11 (1) (a))

INTERIM STAY ORDER

IN THE MATTER OF THE APPLICATION OF PIETER JOHANNES RAATH AND HESTER RAATH, OF EXCELSIOR FARM, L O 719/1, PLATEAU

PURSUANT to the provisions of the Farmers Assistance Ordinance, 1936, I hereby issue this Interim Stay Order in respect of the above-named applicants' estate as from the 19th day of December, 1936

Dated at Eldoret this 19th day of December, 1936

E L B ANDERSON,
Chairman,
Uasin Gishu Local Committee

GOVERNMENT NOTICE No 835

THE FARMERS ASSISTANCE ORDINANCE, 1936

(Section 11 (2))

IN THE MATTER OF THE APPLICATION OF PIETER JOHANNES RAATH AND HESTER RAATH, OF PLATEAU, UASIN GISHU DISTRICT

NOTICE is hereby given that I, Chairman of the Uasin Gishu Local Committee, have appointed Major J B F Adams, of Eldoret, to be Temporary Supervisor of the estate of the above-named in pursuance of section 11 (1) (b) of the above-mentioned Ordinance

Dated at Eldoret this 22nd day of December, 1936

E L B ANDERSON,
Chairman,
Uasin Gishu Local Committee

GOVERNMENT NOTICE No 836

THE FARMERS ASSISTANCE ORDINANCE, 1936

(Section 11 (1) (a))

INTERIM STAY ORDER

IN THE MATTER OF THE APPLICATION OF J F W BOEDIKER, ESQ, BALMULE ESTATE, L O No 2698/5, MAKUYU, THIKA

PURSUANT to the provisions of the Farmers Assistance Ordinance, 1936, I hereby issue this Interim Stay Order in respect of the above-named applicant's estate as from the 22nd day of December, 1936

Dated at Thika this 22nd day of December, 1936

C G USHER,
Chairman,
Thika Local Committee

GOVERNMENT NOTICE No 837

THE DETENTION CAMPS ORDINANCE, 1925

NOTICE

IN EXERCISE of the powers conferred upon him by section 3 of the Detention Camps Ordinance, 1925, His Excellency the Acting Governor is pleased to declare the camp at Pungu, Kwale District, to be a Detention Camp for the purposes of the aforesaid Ordinance, and His Excellency is further pleased to appoint as Officer in Charge of such Detention Camp, the District Commissioner, Kwale District

By Command of His Excellency the Acting Governor

Nairobi,

This 23rd day of December, 1936

H G PILLING,
Acting Colonial Secretary

GOVERNMENT NOTICE No 704

SWAHILI EXAMINATIONS

Higher Standard Examinations in Swahili will be held at Nairobi on Monday the 1st March, 1937

Lower Standard Examinations will be held on the same date at—

Nairobi,
Mombasa,
Kisumu,
Nakuru,
Eldoret

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 to reach the Secretary of the Languages Board, P O Box 621, Nairobi, on or before the 1st January, 1937

Entries must state the full name of the candidate, the post held and the language examinations already passed

Nairobi, L A WEAVING,
1st October, 1936 Secretary, Languages Board

GENERAL NOTICE No 1621

THE LAND AND AGRICULTURAL BANK
(AMENDMENT) ORDINANCES,
1934 AND 1936

NOTICE OF EXTINGUISHMENT OF TEMPORARY ADVANCES

In pursuance of the provisions of section 5 of the Land and Agricultural Bank (Amendment) Ordinances, 1934 and 1936, notice is hereby given that the temporary advances notified as under have been repaid together with interest thereon —

Gazette Notice No	Date	Name	Amount £
1006	24th July, 1934	Rex Higgins	300
269	26th Feb, 1935	ditto	100

Nairobi, S THORNTON,
22nd December, 1936 Secretary

GENERAL NOTICE No 1622

THE LAND AND AGRICULTURAL BANK
(AMENDMENT) ORDINANCES,
1934 AND 1936

NOTIFICATION

NOTICE is hereby given that the Board of the Land and Agricultural Bank of Kenya have approved temporary advances in terms of section 3 of the Land and Agricultural Bank (Amendment) Ordinance, 1934, as amended by Ordinance No 14 of 1936

Name	Amount
William Francis Cecil Bumpas	£200
Elizabeth Karolina Abt	£200

Nairobi,
22nd December, 1936

S THORNTON,
Secretary

GENERAL NOTICE No 1623

NAIROBI DISTRICT COUNCIL

BY-ELECTION, WARD 7, MAKUYU

It is hereby notified in accordance with the terms of section 23 (2) of the Local Government (District Councils) Ordinance, 1928, that at a by-election held on Friday the 18th day of December, 1936,—

Captain Lewis Frederick Evans,

was duly elected a member of the Nairobi District Council for the Makuyu Ward

Nairobi,
19th December, 1936

J COVEY,
Returning Officer

GENERAL NOTICE No 1624

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 Companies will, unless cause be shown to the contrary, be struck off the Register of Companies, and the Companies will be dissolved —

- 1 Trust, Limited
- 2 Yala Alluvial Properties, Limited

Nairobi,
29th day of December, 1936

W M KEATINGE,
Registrar of Companies

GENERAL NOTICE No 1625

THE TRADE MARKS ORDINANCE, 1930

TRADE MARKS RENEWED

Trade Mark Number	Advertised in the Official Gazette	Name of Applicant	Class
920	10 1-1923	The Goodyear Tire and Rubber Company	40
921	10-1-1923	Jonkopings Och Vulcans Tandsticksfabriksaktiebolag	47

Nairobi,
24th December, 1936

W M KEATINGE,
Registrar of Trade Marks.

GENERAL NOTICE No 1626

THE WATER ORDINANCE, 1929

NOTICE OF APPLICATION FOR WATER RIGHT

In terms of section 27 of the Water Ordinance, 1929, notice is hereby given that Lady McMillan, of Nairobi, has filed an application, which was registered by the Water Board on 5th December, 1936, for a sanction to divert from the Ondiri Swamp, at a point on Farm L O No 182/1, 0096 cusecs for the purpose of domestic use, on Farm L O No 182/1

The proposed works will consist of a pump and pipe line

A plan of the works may be seen at the office of the Director of Public Works, Nairobi

The application will subsequently be considered for a Water Right

Any objections to the grant of the Water Right and/or Sanction applied for should be filed, in duplicate, with the Water Board, P O Box 662, Nairobi, within sixty days from the date of the first publication of this notice, and a copy of the objection must be served by the objector on the undersigned at the address given below

For and on behalf of Lady McMillan's

Ondiri Farm,

F MOTCHMAN,

Secretary,

Applicant or Lawfully Authorized Agent,
Rhodes House, P O Box 213, Nairobi

GENERAL NOTICE No 1627

THE WATER ORDINANCE, 1929

NOTICE OF APPLICATION FOR WATER RIGHT

In terms of section 27 of the Water Ordinance, 1929, notice is hereby given that A I R Harries, Esq, of P O Box 18, Thika, has filed an application, which was registered by the Water Board on 8th October, 1936, for a sanction to divert from the Chania River at a point on L R No 5872, 0 0055 and 0 0463 cusecs, of which approximately 0 037 cusecs will be returned to the Chania River, for the purposes of domestic use and pulping and washing coffee respectively on L R No 5872

The proposed works will consist of a pump and pipe line

A plan of the works may be seen at the office of the Director of Public Works, Nairobi

The application will subsequently be considered for a Water Right

Any objections to the grant of the Water Right and/or Sanction applied for should be filed, in duplicate, with the Water Board, P O Box 662, Nairobi, within sixty days from the date of the first publication of this notice, and a copy of the objection must be served by the objector on the undersigned at the address given below

A I R HARRIES,

Applicant,
Box 18, Thika

GENERAL NOTICE No 1628

THE WATER ORDINANCE, 1929

NOTICE OF APPLICATION FOR WATER RIGHT

In terms of section 27 of the Water Ordinance, 1929, notice is hereby given that A H D Le Poer Trench, Esq, of Nairobi, has filed an application, which was registered by the Water Board on 5th December 1936, for a sanction to divert from Trench's Spring, tributary to Karuma River, at a point on Farm L R No 131/3/R, 0024 and 063 cusecs, of which approximately 0504 cusecs will be returned to Trench's Spring, for the purposes of domestic use and pulping and washing of coffee respectively on Farm L R No 134/3/R

The proposed works will consist of a dam, pump and pipe line

A plan of the works may be seen at the office of the Director of Public Works, Nairobi

The application will subsequently be considered for a Water Right

Any objections to the grant of the Water Right and/or Sanction applied for should be filed, in duplicate, with the Water Board, P O Box 662, Nairobi, within sixty days from the date of the first publication of this notice, and a copy of the objection must be served by the objector on the undersigned at the address given below

ARTHUR TRENCH,

Applicant and Lawfully Authorized Agent,
Box 338, Nairobi

GENERAL NOTICE No 1629

THE WATER ORDINANCE, 1929

NOTICE OF APPLICATION FOR WATER RIGHT

In terms of section 27 of the Water Ordinance, 1929, notice is hereby given that Mrs MacPhail and Partners, of Thika, have filed an application, which was registered by the Water Board on 5th December, 1936, for a sanction to divert from the Thika River at a point on Farm L O No 2955/5, 00133 and 00463 cusecs, of which approximately 0037 cusecs will be returned to the Thika River, for the purposes of domestic use and pulping and washing of coffee respectively on Farm L O No 2955/5

The proposed works will consist of a pump and pipe line

A plan of the works may be seen at the office of the Director of Public Works, Nairobi

The application will subsequently be considered for a Water Right

Any objections to the grant of the Water Right and/or Sanction applied for should be filed, in duplicate, with the Water Board, P O Box 662, Nairobi, within sixty days from the date of the first publication of this notice, and a copy of the objection must be served by the objector on the undersigned at the address given below

J W MILLIGAN & CO, LTD,

Lawfully Authorized Agent,
P O Box 148, Nairobi

GENERAL NOTICE No 1630

THE WATER ORDINANCE, 1929

NOTICE OF APPLICATION FOR WATER RIGHT

In terms of section 27 of the Water Ordinance, 1929, notice is hereby given that Ronda Sisal, Ltd, of Nairobi, have filed an application, which was registered by the Water Board on 4th December, 1936, for a sanction to divert from the Njoro River at a point on L R No 1021, 0 0064 and 0 32 cusecs of flood water for the purposes of domestic use and treatment of sisal fibre respectively on L R No 1021

The proposed works will consist of a dam and pipe line

A plan of the proposed works may be seen at the office of the Director of Public Works Nairobi and at the office of the Nakuru District Council, Nakuru

The application will subsequently be considered for a Water Right

Any objections to the grant of the Water Right and/or Sanction applied for should be filed, in duplicate, with the Water Board, P O Box 662, Nairobi, within sixty days from the date of the first publication of this notice, and a copy of the objection must be served by the objector on the undersigned at the address given below

For and on behalf of Ronda Sisal, Ltd ,

L CURRIE,

*Applicant or Lawfully Authorized Agent,
P O Box 1289, Nairobi*

GENERAL NOTICE No 1631

THE WATER ORDINANCE, 1929

NOTICE OF APPLICATION FOR WATER RIGHT

In terms of section 27 of the Water Ordinance, 1929, notice is hereby given that the A and S Block Investment Trust, Ltd, of Thika, have filed an application, which was registered by the Water Board on 5th December, 1936, for a sanction to divert from the Thika River at a point on Farm L O No 298/9, 0 003, 1 110 and 0 15 cusecs, of which approximately 1 23 cusecs will be returned to the Thika River, for the purposes of domestic use, power to drive hydraulic ram and industrial use respectively on Farm L O No 298/9

The proposed works will consist of a ram, power driven pump and pipe line

A plan of the works may be seen at the office of the Director of Public Works, Nairobi

The application will subsequently be considered for a Water Right

Any objections to the grant of the Water Right and/or Sanction applied for should be filed, in duplicate, with the Water Board, P O Box 662, Nairobi, within sixty days from the date of the first publication of this notice, and a copy of the objection must be served by the objector on the undersigned at the address given below

For A & S Block Investment & Trust Co ,

A BROCHNER,

*Applicant or Lawfully Authorized Agent,
Jamura Estate, Thika*

GENERAL NOTICE No 1632

THE WATER ORDINANCE, 1929

NOTICE OF APPLICATION FOR WATER RIGHT

In terms of section 27 of the Water Ordinance, 1929, notice is hereby given that Lt-Colonel J A Pottinger, of Thika, has filed an application, which was registered by the Water Board on 5th December, 1936, for a sanction to divert from the Ndarugu River, at a point on Farm L O No 290/2/1/R, 003 and 0555 cusecs, of which approximately 0444 cusecs will be returned to the Karakuta River for the purposes of domestic use and pulping and washing of coffee respectively, on Farm L O No 290/2/1/R

The proposed works will consist of a pump and pipe line

A plan of the works may be seen at the office of the Director of Public Works, Nairobi

The application will subsequently be considered for a Water Right

Any objections to the grant of the Water Right and/or Sanction applied for should be filed, in duplicate, with the Water Board, P O Box 662, Nairobi, within sixty days from the date of the first publication of this notice, and a copy of the objection must be served by the objector on the undersigned at the address given below

A W HARDY,

*Applicant or Lawfully Authorized Agent,
Karakuta Estate, Thika*

GENERAL NOTICE No 1633

THE WATER ORDINANCE, 1929

NOTICE OF APPLICATION FOR WATER RIGHT

In terms of section 27 of the Water Ordinance, 1929, notice is hereby given that H T Wells, Esq, of Kiambu, has filed an application, which was registered by the Water Board on 5th December, 1936, for a sanction to divert from the Kiu River at a point on Farm L O No 135/2/1, 001, 022, 05 and 002 cusecs of which approximately 04 cusecs will be returned to the Kiu River, for the purposes of domestic use, minor irrigation, pulping and washing of coffee, furrow losses and making compost respectively on Farm L O No 135/1

The proposed works will consist of a dam and earth furrow

A plan of the works may be seen at the office of the Director of Public Works, Nairobi

The application will subsequently be considered for a Water Right

Any objections to the grant of the Water Right and/or Sanction applied for should be filed, in duplicate, with the Water Board, P O Box 662, Nairobi, within sixty days from the date of the first publication of this notice, and a copy of the objection must be served by the objector on the undersigned at the address given below

H T WELLS,

*Applicant or Lawfully Authorized Agent,
Bano Kiambu.*

GENERAL NOTICE No 1591

THE WATER ORDINANCE, 1929

NOTICE OF APPLICATION FOR WATER RIGHT

In terms of section 27 of the Water Ordinance, 1929, notice is hereby given that Kiambu Plantations, Ltd, of Kiambu, have filed an application which was registered by the Water Board on 5th December, 1936, for a sanction to divert from the Kamiti River at a point on Farm L O No 4925, 0058, 00028, 07863, 00185 and 0703 cusecs, of which approximately 0 12 cusecs will be returned to the Kamiti River, for the purposes of domestic use, minor irrigation, power to drive hydraulic rams and industrial use respectively on Farms L O No 3728 and No 4925

The proposed works will consist of two hydraulic rams, pump and pipe line

A plan of the works may be seen at the office of the Director of Public Works, Nairobi

This application will subsequently be considered for a Water Right

Any objections to the grant of the Water Right and/or Sanction applied for should be filed, in duplicate, with the Water Board, P O Box 662, Nairobi, within sixty days from the date of the first publication of this notice, and a copy of the objection must be served by the objector on the undersigned at the address given below

J W MILLIGAN & CO, LTD,
Lawfully Authorized Agents,
P O Box 148, Nairobi

GENERAL NOTICE No 1592

THE WATER ORDINANCE, 1929

NOTICE OF APPLICATION FOR WATER RIGHT

In terms of section 27 of the Water Ordinance, 1929, notice is hereby given that Kaisugu, Limited, of Kericho, have filed an application, which was registered by the Water Board on 17th October, 1936, for a sanction to divert from the Kipinges River, at a point on L R No 6067, 0 0055 and 0 0017 cusecs of normal flow and to store 6 acre feet of flood water for the purposes of the operation of a tea factory and for minor irrigation on L R No 6067

The proposed works will consist of a pump and pipe line

A plan of the proposed works may be seen at the office of the Director of Public Works, Nairobi, and at the office of the Public Works Department, Lumbwa

The application will subsequently be considered for a Water Right

Any objections to the grant of the Water Right and/or Sanction applied for should be filed, in dupli-

cate, with the Water Board, P O Box 662, Nairobi, within sixty days from the date of the first publication of this notice, and a copy of the objection must be served by the objector on the undersigned at the address given below

LT COLONEL W F BRAYNE,
Applicant or Lawfully Authorized Agent,
Kaisugu, Kericho

GENERAL NOTICE No 1553

NOTICE TO STOCKOWNERS

MEASLES IN CATTLE

The attention of stock farmers is called to the fact that the Department of Agriculture has published a bulletin by the Chief Veterinary Research Officer on the subject of measles of cattle and pigs. The bulletin furnishes all the information likely to be required by farmers who are desirous of taking measures against these parasites. Copies may be obtained gratis from the Department of Agriculture, P O Box 338, Nairobi, or the Chief Veterinary Research Officer, P O Kabete

GENERAL NOTICE No 1597

TENDERS

TENDERS are invited for the supply of cattle to be used in the preparation Anti-rinderpest serum and vaccine for the year 1937. Cattle should be two or more years old and from 450 lb live weight upwards. They must be susceptible to Rinderpest and the tenderer must give an assurance that they have never been immunized (double inoculated) or vaccinated against Rinderpest, or have been in contact with the disease. Any cattle that prove not to be susceptible to Rinderpest to be exchanged for fresh animals. Animals to be subject to veterinary inspection prior to despatch. Tenders should be for the supply of animals in lots of ten or more, and should indicate when delivery can be given. The average age and approximately the average weight of the animals should be stated. Quotations shall be per pound live body weight, for supplies nearest station or for Kabete. Animals to be weighed at Kabete immediately on arrival and payment to be made on those weights. Tenders should be addressed to the Secretary, Central Tender Board, P O Box No 591, Nairobi, and should be plainly marked "Tender for Cattle"

Tenders received later than Monday the 14th January, 1937, will not be considered

The lowest or any tender will not necessarily be accepted

E J PETRIE,
Secretary,
Central Tender Board

GENERAL NOTICE No 1467

THE CROWN LANDS ORDINANCE
(Chapter 140, Revised Edition of the Laws of Kenya)

NAIROBI BUSINESS PLOTS

NOTICE is hereby given that grants in respect of the plots at Nairobi specified in the Schedule hereto, will be sold by auction at the office of the District Commissioner, Nairobi, on Friday the 29th January 1937, 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 Nairobi, or may be had on application to the Surveyor General on payment of Sh 3 post free.

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

CONDITIONS OF SALE

- 1 Each plot will be auctioned separately.
 - 2 The amount of the advance of each bid will be regulated by the auctioneer, and no bidding shall be retracted.
 - 3 The highest bidder will be the purchaser, but if any dispute arise as to any bid, the plot will be re-offered at the last undisputed bid.
 - 4 Each purchaser shall pay to the auctioneer immediately on the fall of the hammer, a deposit of 25 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 and the rent due to the 31st December, 1937, shall be paid to the District Commissioner, Nairobi, within seven days of the sale.
- Provided that the balance of the purchase money shall not be payable within the period stated or thereafter unless and until the Commissioner of Lands can present to the purchaser the grant of the plot duly executed.
- And further provided that, if the purchaser of Plot No 2463/1, 2463/2, 2463/3, 2463/4 or 2464, so elects, the balance of purchase money may be paid in three equal annual instalments, subject to interest at the rate of 5 per centum per annum on the outstanding balance, the first of such instalments to be paid, together with the interest that shall have accrued due, on the 1st January, 1938, and thereafter instalments and interest to be paid on the 1st January in each year.
- The survey fees (Sh 70), the fees payable for the preparation and registration of the grant (Sh 120), and the stamp duty payable in respect of the grant (approximately 2 per cent of the stand premium and on the rent) shall be payable to the Surveyor General, Box 89, Nairobi, these amounts to be paid within seven days of a request therefor.

7 Subject to the provisos contained in Condition No 6, if the amounts mentioned are not paid as therein specified, the Commissioner of Lands may order the deposit made by the purchaser to be forfeited, and the purchaser shall have no further claim to a grant of the plot.

Upon these 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 as soon as conveniently may be.

8 Grants will be made under the Crown Lands Ordinance (Chapter 140) and titles will be issued under the Registration of Titles Ordinance. The term of the grants will be 99 years from the 1st February, 1937.

9 Each grantee shall within two years of the commencement of his grant erect buildings which shall conform in architectural design to the amenities of the neighbourhood. The buildings shall be of stone, burnt brick or concrete on proper foundations and in the cases of Plots Nos 2463/1, 2463/2, 2463/3, 2463/4 and 2464 must be of not less than two stories in height, and of a value of not less than cents 70 per cubic foot of building content.

10 Within twelve months of the commencement of his grant, the grantee shall submit to the Town Clerk, Nairobi, a plan of the building it is proposed to erect, and shall state in writing the period within which the proposed building shall be completely erected, such period to be within a maximum of two years from the commencement of the grant.

11 The Commissioner of Lands, or such other person as he may appoint for the purpose, shall within one month of the approval of the plan by the Nairobi Municipal Council, notify the grantee of his approval or otherwise of the plans, and shall also notify the date by which such buildings shall be erected.

If the erection of the buildings in accordance with the approved plans and specifications be not completed by the prescribed date, the said Commissioner may, on good and reasonable cause being shown, grant such extension as he may deem sufficient, subject to such conditions as he may prescribe.

Provided that if the grantee shall receive no intimation from the Commissioner within one month of the date on which the plans have been approved by the Nairobi Municipal Council, he may proceed with the erection of the building in accordance with the plans submitted, and the Commissioner shall not have the power to cause to be made any alteration or variation in the plan or the date.

12 Subject to the proviso contained in Clause 11 hereof, no building shall be erected on the plot unless plans (including a block plan showing the position of the buildings), drawings, elevations and specifications thereof shall have been previously approved by the Commissioner of Lands or such other person as he may appoint. Such plans, etc., shall be submitted in triplicate to the Town Clerk, Nairobi, for necessary action.

13 The grantees of Plots Nos 222/3, 222/4, 2463/3 and 2463/4 may at any time during the currency of the grants redeem up to three-quarters of the rent of each plot as shown in the Schedule on

the basis of twenty years purchase and the grantees of Plots Nos 2463/1, 2463/2 and 2464 may similarly redeem up to one half of the rent on each plot as shown in the Schedule

14 The grantee shall not at any time subdivide the plot or assign any such subdivision without the consent in writing of the Governor

15 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

16 Verandas may be erected within a road reserve with the previous consent of the Municipal Council and must conform to a building line decided upon by the said Council

17 Under the provisions of section 60 (b) of the Crown Lands Ordinance, the grantee will be required to pay Municipal rates upon the whole of the rateable interest and Government's contribution in lieu of rates assessed on the plot. A clause will therefore be embodied in the grant providing for the necessary adjustment between the grantee and Government

SCHEDULE

Plot No	Situation	Area Acres	Upset Price	Rent per Annum	Proportionate Rent from 1 2 37 to 31 12 37	Survey Fees
			Sh	Sh	Sh	Sh
222/3	Racecourse Road	0 1618	2,114	422	386 84	70
222/4	Quarry Road	0 1352	1,767	353	323 59	70
2463/1	Hardinge Street	0 0747	9,763	1,953	1,790 25	70
2463/2	" "	0 1135	15,824	3,164	2,900 34	70
2463/3	Portal Street	0 0722	3,773	754	691 17	70
2463/4	" "	0 0616	2,683	536	491 34	70
2464	Hardinge Street	0 1563	17,700	3,540	3,245 00	70

Nairobi,
20th November, 1936

E B HOSKING,
*Acting Commissioner for Local Government,
Lands and Settlement*

GENERAL NOTICE No 1598

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

An application for the direct alienation of L R No 1218/R, Athi Plains, as noted in the Schedule hereunder, has been accepted for consideration. This intimation is published for public information before a decision is given. Any remarks on the application or any rival claims for consideration must be submitted to the undersigned before the 29th January, 1937. A plan of the area may be seen in the office of the Surveyor General, Nairobi, or may be obtained from him on payment of Sh 3, post free.

Nairobi,
16th December, 1936

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

SCHEDULE

L R No	Approximate Area	Applicant	Rate per Acre of Stand Premium	Annual Rental	Survey Fees
			Sh	Sh	Sh
1218/R	2420	Katani, Ltd	5	484	996

GENERAL NOTICE No 1327

HIS MAJESTY'S COURT OF APPEAL FOR EASTERN AFRICA

The next Sessions of His Majesty's Court of Appeal for Eastern Africa have been fixed to be holden at Nairobi to commence on Monday the 18th day of January, 1937, at 10 a.m. or as soon thereafter as cases can be heard

To ensure appeals from His Majesty's Supreme Court of Kenya being set down for hearing at these sessions memoranda of appeal should be filed with

the Registrar, Supreme Court of Kenya, Nairobi, or with the District Registrar, Mombasa, not later than the 18th day of December, 1936

Nairobi,

29th day of October, 1936

E J O'FARRELL,
Registrar,
H M Court of Appeal for E A

CAUSE LIST

FOR HEARING ON THE 18TH JANUARY, 1937, AT NAIROBI

Appeal No	Civil or Criminal	Appellant	Respondent	Original No of Case	Appeal from
152 of 1936	Criminal	Chebasuon arap Kibos	Rex	Cr Case No 80/36	H M Supreme Court of Kenya at Eldoret
169 of 1936	"	Kariuki wa Njuguna, alias Mwai wa Gichangi	Rex	Cr Case No 119/36	H M Supreme Court of Kenya at South Nyeri
170 of 1936	"	Mbingu wa Mathiru	Rex	Cr Case No 114/36	H M Supreme Court of Kenya at Embu
171 of 1936	"	Kaburi wa Kithenje	Rex	Cr Case No 114/36	ditto
172 of 1936	"	Mwenjawa Njuguna, alias Karanja wa Kibuta	Rex	Cr Case No 121/36	ditto
173 of 1936	"	Anying d/o Ocheo	Rex	Cr Session Case No 174/36	H M High Court of Uganda at Lira
174 of 1936	"	Emenyu s/o Obwana	Rex	Cr Session Case No 184/36	ditto
175 of 1936	"	Kanyonde s/o Karare	Rex	Cr Session Case No 200/36	H M High Court of Uganda at Mbarara
176 of 1936	"	Ndambia wa Wanduru	Rex	Cr Case No 100/36	H M Supreme Court of Kenya at Fort Hall
177 of 1936	"	Ndarwa wa Mburu	Rex	ditto	ditto
178 of 1936	"	Mwangi s/o Kabugu	Rex	Cr Case No 123/36	H M Supreme Court of Kenya at Embu
179 of 1936	"	Firimata s/o Maboko	Rex	Cr Session Case No 211/36	H M High Court of Uganda at Kampala
180 of 1936	"	Gazoka s/o Ntorane	Rex	Cr Session Case No 130/36	H M High Court of Uganda at Kabale
181 of 1936	"	Kabondo s/o Ndaguza	Rex	Cr Session Case No 131/36	ditto
182 of 1936	"	Bukabeba s/o Rufumu	Rex	ditto	ditto
183 of 1936	"	Yonasani Kabaluli	Rex	Cr Session Case No 195/36	H M High Court of Uganda at Fort Portal
184 of 1936	"	Munyasya wa Kimanthi	Rex	Cr Case No 122/36	H M Supreme Court of Kenya at Nairobi
185 of 1936	"	Bwaila alias Kalingwe mbe	Rex	Cr Case No 30/36	H M High Court of Nyasaland at Chiradzulu
186 of 1936	"	Assa Singh	Rex	Cr Case No 115/36	H M Supreme Court of Kenya at Nairobi
187 of 1936	"	Kaizihani d/o Kafure	Rex	Cr Session Case No 207/36	H M High Court of Uganda at Mbarara
188 of 1936	"	Kabogo s/o Kasigwa	Rex	Cr Conf Case No 9/36	H M High Court of Tanganyika at Dar es Salaam
189 of 1936	"	Muruulim wero Kopito	Rex	Cr Case No 150/36	H M Supreme Court of Kenya at Kapenguria
190 of 1936	"	Kapenguria wero Ortum	Rex	ditto	ditto
191 of 1936	"	Henry Ascroft	Rex	Cr Case No 37/36	H M High Court of Nyasaland at Blantyre
12 of 1936	Civil	Kenya Consolidated Goldfields, Limited	A M Marwaha as Executor of the will of the late Ram Kishen Parmar	Civil Case No 6/36	H M Supreme Court of Kenya at Nairobi
14 of 1936	"	The Aluminium Union, Limited	K Narandas & Co	Civil Case No 169/35	ditto
19 of 1936	"	Lal Singh	Munshiram & Co	Civil Appeal No 47/36	ditto

CAUSE LIST—(Contd)

FOR HEARING ON THE 18TH JANUARY, 1937, AT NAIROBI—(Contd)

Appeal No	Civil or Criminal	Appellant	Respondent	Original No of Case	Appeal from
20 of 1936	Civil	Ramji Bhimji	1 Jivraj Raja of Colonial Blanket Syndicate, 2 East African Blanket Syndicate, 3 M K Gandhi, 4 Odhavji Purshotam & Bros	Bankruptcy Cause No 11/36	H M Supreme Court of Kenya at Nairobi
21 of 1936	„	Somchand Panachand	Gulbai Mody as Legal representative of Homay N Mody, Deceased	Civil Case No 1/33	H M Supreme Court of Kenya at Nairobi
22 of 1936	„	Dim Mohamed	Lalji Visram & Company	Civil Appeal No 53/36	ditto

GENERAL NOTICE No 585

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

SUPREME COURT SESSIONS AT NAIROBI, 4-1-37

Criminal Case No 128/36 Rex *vs* Nganga wa Mutura

SUPREME COURT SESSIONS AT NYERI, 11-1-37

Criminal Case No 139/36 Rex *vs* Macharia wa GichabuCriminal Case No 161/36 Rex *vs* M'Rugiri wa M'Mukangu & 2 others

SUPREME COURT SESSIONS AT THIKA, 14-1-37

Criminal Case No 162/36 Rex *vs* Munga wa Kuru

CRIMINAL SESSIONS AT MOMBASA 8-2-37

Criminal Case No 143/36 Rex *vs* Murema wa ChakaCriminal Case No 155/36 Rex *vs* Guyo s/o BarisaCriminal Case No 160/36 Rex *vs* Juma bin Athmani

E J O'FARRELL,
Registrar, Supreme Court of Kenya

GENERAL NOTICE No 1634

THE BANKRUPTCY ORDINANCE

NOTICE OF DIVIDEND

Summary Case

Debtor's name—Nichhabhai Vasanji Patel
Address—River Road, Nairobi
Description—Compositor
Court—H M Supreme Court, Nairobi
Number of matter—29 of 1932
Amount per £—Shilling one and cents thirty-five in the £
First or final or otherwise—Third and final
When payable—24th December, 1936
Where payable—Official Receiver's Office, Law Courts, Nairobi

Nairobi,

24th December, 1936

L R FISHER,
for Official Receiver

GENERAL NOTICE No 1635

THE BANKRUPTCY ORDINANCE

NOTICE OF INTENDED DIVIDEND

Debtor's name—Geoffrey Pierson
Address—Nikuru and Kakamega
Description—Formerly carrying on business at Kakamega
Court—Resident Magistrate's Court, Kisumu
Number of matter—2 of 1934 (Kisumu)
Last day for receiving proofs—12th January, 1937
Name of trustee—Official Receiver
Address—Law Courts, Nairobi

Nairobi,

24th December, 1936

L R FISHER,
for Official Receiver

GENERAL NOTICE No 1636

THE BANKRUPTCY ORDINANCE

RECEIVING ORDER

Debtor's name—Brian Desmond Hayes
Address—Luanda, No 2 Area, Central Kavirondo District
Description—Employed in No 2 Area, Central Kavirondo District
Date of filing petition—17th December, 1936
Court—Resident Magistrate's Court, Kisumu
Number of matter—5 of 1936 (Kisumu)
Date of order—21st December, 1936
Whether debtor's or creditors' petition—Debtor's

Nairobi,

24th December, 1936

L R FISHER,
for Official Receiver

GENERAL NOTICE No 1637

THE BANKRUPTCY ORDINANCE

ADJUDICATION

Summary Case

Debtor's name—Hans-Friedrich Neckelmann
Address—Nairobi
Description—Tractor-driver
Court—H M Supreme Court, Nairobi
Number of matter—27 of 1936
Date of order—18th December, 1936
Date of petition—1st October, 1936
Date of order for summary administration—8th December, 1936

Nairobi,

24th December, 1936

L R FISHER,
for Official Receiver

GENERAL NOTICE No 1638

THE BANKRUPTCY ORDINANCE

RECEIVING ORDER

Debtor's name—Malcolm W Lees
Address—Nairobi
Description—Commission Agent
Date of filing petition—21st December, 1936
Court—H M Supreme Court, Nairobi
Number of matter—34 of 1936
Date of order—21st December, 1936
Whether debtor's or creditors' petition—Debtor's

Nairobi,

21st December, 1936

L R FISHER,
for Official Receiver

GENERAL NOTICE No 1639

PROBATE AND ADMINISTRATION

SUPREME COURT CAUSE No 105 OF 1932

IN THE MATTER OF HAMED BIN MBARAK BARIYUM,
 DECEASED

To all whom it may concern

TAKE NOTICE that the account of the estate of the above-named Hamed bin Mbarak Bariyum, deceased, has been lodged with the Registrar of the Supreme Court at Nairobi, and that he has appointed the 12th day of January, 1937, at 2 15 o'clock in the afternoon for passing of such account

Nairobi,

21st December, 1936

W M KEATINGE,
Public Trustee

GENERAL NOTICE No 1640

PROBATE AND ADMINISTRATION

SUPREME COURT CAUSE No 65 OF 1934

IN THE MATTER OF WILLIAM SALUSBURY TREVOR,
 DECEASED

To all whom it may concern

TAKE NOTICE that the account of the estate of the above-named William Salusbury Trevor, deceased, has been lodged with the Registrar of the Supreme Court at Nairobi and that he has appointed the 12th day of January, 1937, at 2 15 o'clock in the afternoon for passing of such account

Nairobi,

21st December, 1936

W M KEATINGE,
Public Trustee

GENERAL NOTICE No 1641

PROBATE AND ADMINISTRATION

SUPREME COURT CAUSE NOS 86 AND 21 OF 1935

IN THE MATTER OF SAMUEL LEVITAN, DECEASED

To all whom it may concern

TAKE NOTICE that the account of the estate of the above-named Samuel Levitan, deceased, has been lodged with the Registrar of the Supreme Court at Nairobi, and that he has appointed the 12th day of January, 1937, at 2 15 o'clock in the afternoon for passing of such account

Nairobi,

21st December, 1936

W M KEATINGE,
Public Trustee

GENERAL NOTICE No 1642

PROBATE AND ADMINISTRATION

SUPREME COURT CAUSE No 4 OF 1936

IN THE MATTER OF MOHAMED HUSSEIN MALIK, DECEASED

To all whom it may concern

TAKE NOTICE that the account of the estate of the above-named Mohamed Hussein Malik, deceased, has been lodged with the Registrar of the Supreme Court at Nairobi, and that he has appointed the 12th day of January, 1937, at 2 15 o'clock in the afternoon for passing of such account

Nairobi,

21st December, 1936

W M KEATINGE,
Public Trustee

GENERAL NOTICE No 1643

PROBATE AND ADMINISTRATION

SUPREME COURT CAUSE No 37 OF 1936

IN THE MATTER OF ARTHUR ALEXANDER SAULL, DECEASED

To all whom it may concern

TAKE NOTICE that the account of the estate of the above-named Arthur Alexander Saull, deceased, has been lodged with the Registrar of the Supreme Court at Nairobi, and that he has appointed the 12th day of January, 1937 at 2 15 o'clock in the afternoon for passing of such account

Nairobi,

21st December, 1936

W M KEATINGE,
Public Trustee

GENERAL NOTICE No 1644

PROBATE AND ADMINISTRATION

SUPREME COURT CAUSE No 54 OF 1936

IN THE MATTER OF WILLIAM JOHN BRIDLE, DECEASED

To all whom it may concern

TAKE NOTICE that the account of the estate of the above-named William John Bridle, deceased, has been lodged with the Registrar of the Supreme Court at Nairobi, and that he has appointed the 12th day of January, 1937 at 2 15 o'clock in the afternoon for passing of such account

Nairobi,

21st December, 1936

W M KEATINGE,
Public Trustee

GENERAL NOTICE No 1645

PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE No 74 OF 1936

IN THE MATTER OF THOMAS EDWARD GRINDLEY, ALSO KNOWN AS EVERARD GRINDLEY, DECEASED

To all whom it may concern

TAKE NOTICE that on or after the 12th day of January, 1937, I intend to apply to H M Supreme Court of Kenya at Nairobi for an order to administer the estate of the above-named Thomas Edward Grindley also known as Everard Grindley who died at Cairns, Australia, on the 5th day of March, 1936

Nairobi,

21st December, 1936

W M KEATINGE,
Public Trustee

GENERAL NOTICE No 1646

PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE No 74 OF 1936

IN THE MATTER OF THOMAS EDWARD GRINDLEY, ALSO KNOWN AS EVERARD GRINDLEY, DECEASED

To all whom it may concern

TAKE NOTICE that all persons having any claims against the estate of the above-named Thomas Edward Grindley, also known as Everard Grindley, who died at Cairns, Australia, on the 5th day of March, 1936, are required to prove such claims before me the undersigned on or before the 1st day of February, 1937, after which date the claims so proved will be paid, and the estate distributed according to law

Nairobi,

21st December, 1936

W M KEATINGE,
Public Trustee

GENERAL NOTICE No 1647

PROBATE AND ADMINISTRATION

SUPREME COURT CAUSE No 109 OF 1936

IN THE MATTER OF MARTIN BISHOP, DECEASED

To all whom it may concern

TAKE NOTICE that the account of the estate of the above-named Martin Bishop, deceased, has been lodged with the Registrar of the Supreme Court at Nairobi, and that he has appointed the 12th day of January, 1937, at 2 15 o'clock in the afternoon for passing of such account

Nairobi,

21st December, 1936

W M KEATINGE,
Public Trustee

GENERAL NOTICE No 1648

PROBATE AND ADMINISTRATION

SUPREME COURT CAUSE No 111 OF 1936

IN THE MATTER OF CHARLES WILLIAM GEORGE LANE, DECEASED

To all whom it may concern

TAKE NOTICE that the account of the estate of the above-named Charles William George Lane, deceased, has been lodged with the Registrar of the Supreme Court at Nairobi, and that he has appointed the 12th day of January, 1937, at 2 15 o'clock in the afternoon for passing of such account

Nairobi,

21st December, 1936

W M KEATINGE,
Public Trustee

GENERAL NOTICE No 1649

PROBATE AND ADMINISTRATION

SUPREME COURT CAUSE No 115 OF 1936

IN THE MATTER OF MOHAMED HUSSEIN, DECEASED

To all whom it may concern

TAKE NOTICE that the account of the estate of the above-named Mohamed Hussein, deceased, has been lodged with the Registrar of the Supreme Court at Nairobi, and that he has appointed the 12th day of January, 1937 at 2 15 o'clock in the afternoon for passing of such account

Nairobi,

21st December, 1936

W M KEATINGE,
Public Trustee

GENERAL NOTICE No 1650

PROBATE AND ADMINISTRATION

SUPREME COURT CAUSE No 120 OF 1936

IN THE MATTER OF MARTIN FRANCIS JOSEPH ROYNANE
MAHONY, DECEASED

To all whom it may concern

TAKE NOTICE that the account of the estate of the above-named Martin Francis Joseph Roynane Mahony, deceased has been lodged with the Registrar of the Supreme Court at Nairobi and that he has appointed the 12th day of January, 1937, at 2 15 o'clock in the afternoon for passing of such account

Nairobi,
21st December, 1936

W M KEATINGE,
Public Trustee

GENERAL NOTICE No 1651

PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE No 121 OF 1936

IN THE MATTER OF THE ESTATE OF MISS MARJORIE MARY
SEARES, DECEASED

To all whom it may concern

TAKE NOTICE that on or after the 12th day of January, 1937, I, as Attorney of Miss Esther Gertrude Seares, the Executrix of the will of the above-named Miss Marjorie Mary Seares, deceased, intend to apply to H M Supreme Court of Kenya at Nairobi for re-seal of the grant of probate dated the 25th day of June, 1936, and the will dated 19th day of July, 1935, of the above-named Miss Marjorie Mary Seares, deceased, granted forth of His Majesty's High Court of Justice (Probate Divorce and Admiralty Division) to Miss Esther Gertrude Seares

Nairobi,
24th December, 1936

W M KEATINGE,
Public Trustee

GENERAL NOTICE No 1652

PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE No 122 OF 1936

IN THE MATTER OF WILLIAM HERBERT TREVOR, DECEASED

To all whom it may concern

TAKE NOTICE that on or after the 12th day of January, 1937 I intend to apply to H M Supreme Court of Kenya at Nairobi for an order to administer with will annexed the estate of the above-named William Herbert Trevor, who died at Canterbury, England, on the 12th day of July, 1936

Nairobi,
21st December, 1936

W M KEATINGE,
Public Trustee

GENERAL NOTICE No 1653

PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE No 122 OF 1936

IN THE MATTER OF WILLIAM HERBERT TREVOR DECEASED

To all whom it may concern

TAKE NOTICE that all persons having any claims against the estate of the above-named William Herbert Trevor, deceased, who died at Canterbury, in the County of Kent, England, on the 12th day of July, 1936, are required to prove such claims before me the undersigned on or before the 1st day of March, 1937, after which date the claims so proved will be paid, and the estate distributed according to law

Nairobi,
21st December, 1936

W M KEATINGE,
Public Trustee

GENERAL NOTICE No 1654

THE TRADE MARKS ORDINANCE, 1930

APPLICATION No 2331



TAKE NOTICE that an application for the registration of the Trade Mark shown above in Class 22 in respect of motor road vehicles and chassis therefor and trailers has been lodged by Vauxhall Motors, Limited, of Kimpton Road, Luton, Bedfordshire, England, Manufacturers 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

Nairobi,
23rd December, 1936

W M KEATINGE,
Registrar of Trade Marks

GENERAL NOTICE No 1655

THE TRADE MARKS ORDINANCE, 1930

APPLICATION No 2332



TAKE NOTICE that an application for the registration of the Trade Mark shown above in Class 17 in respect of manufactures from mineral and other substances for building or decoration has been lodged by The Shell Company of East Africa Limited, of St Helen's Court, Great St Helen's, London, E C 3, England, Merchants 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

(To be associated with Trade Mark No 2303 and others)

Nairobi,
23rd December 1936

W M KEATINGE,
Registrar of Trade Marks

GENERAL NOTICE No 1656

THE TRADE MARKS ORDINANCE, 1930

APPLICATION No 2333



TAKE NOTICE that an application for the registration of the Trade Mark shown above in Class 4 in respect of raw or partly prepared vegetable, animal and mineral substances used in manufactures, not included in other classes has been lodged by The Shell Company of East Africa, Limited, of St Helen's Court, Great St Helen's, London, E C 3 England, Merchants 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

(To be associated with Trade Mark No 2334 and others)

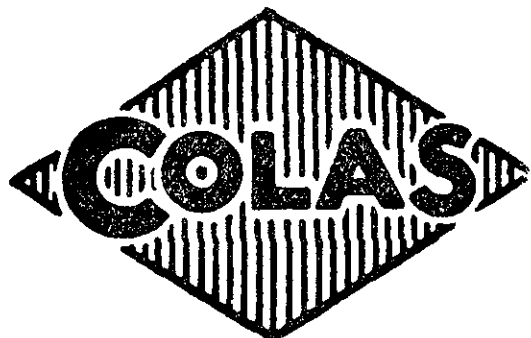
Nairobi,
23rd December, 1936

W M KEATINGE
Registrar of Trade Marks

GENERAL NOTICE No 1657

THE TRADE MARKS ORDINANCE, 1930

APPLICATION No 2334



TAKE NOTICE that an application for the registration of the Trade Mark shown above in Class 17 in respect of manufactures from mineral and other substances for building or decoration has been lodged by The Shell Company of East Africa, Limited, of St Helen's Court, Great St Helen's, London, E C 3, England, Merchants 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

To be associated with Trade Mark No 2333 and others)

Nairobi,
23rd December, 1936

W M KEATINGE,
Registrar of Trade Marks

GENERAL NOTICE No 1658

A CREDITORS' VOLUNTARY WINDING-UP

IN THE MATTER OF NYANZA GOLDFIELDS, LIMITED
AND

IN THE MATTER OF THE COMPANIES ORDINANCE, 1933

NOTICE is hereby given that pursuant to Section 234 of the Companies Ordinance, 1933, a Meeting of the Creditors of the above-named Company will be held at the registered offices Mutos Buildings, Harding Street, Nairobi, on Monday the 28th day of December, 1936, at 3 30 o'clock in the afternoon for the purpose of considering (1) whether a Liquidator shall be nominated for the purpose of winding up the affairs and distributing the assets of the above-named Company and if thought fit of nominating any person to be Liquidator of the above-named Company for the purposes aforesaid

By order of the Board

MACGREGOR, SEEX & Co.,
Secretary

GENERAL NOTICE No 1659

NOTICE OF DISSOLUTION OF PARTNERSHIP

To all whom it may concern

NOTICE is hereby given that the partnership hereto subsisting between J B Albuquerque in partnership with Alfred de Souza and J B Albuquerque as joint administrators of the estate of the late P P de Souza carrying on business under the name and style of The Equatorial Africa Agency at Mbale Soroti and Kisumu has been dissolved by mutual consent as from 1st December, 1936 The said J B Albuquerque has taken over all the assets and liabilities of Soroti Branch of the said firm and all debts due by and to the said firm at Soroti Branch shall be paid and received by the said J B Albuquerque who shall henceforth carry on business under the name and style of The Equatorial Africa Agency The joint administrators of the estate of late P P de Souza (Alfred de Souza & J B Albuquerque) have taken over all the assets and liabilities of Mbale Branch of the said firm and all debts due by and to the said firm at Mbale shall be paid and received by the said administrators The business of the said firm (The Equatorial Africa Agency) at Kisumu has been sold to H Pereira who shall henceforth carry on the business at Kisumu under the name and style of The Equatorial Africa Agency and all debts due by and to the said Equatorial Africa Agency at Kisumu shall be paid and received by the said H Pereira

J B ALBUQUERQUE,

(1) ALFRED DE SOUZA,

(2) J B ALBUQUERQUE,
*Joint Administrators of the
Estate of P P de Souza*

H PEREIRA

GENERAL NOTICE No 1660

CUSTOMS DEPARTMENT OF KENYA AND UGANDA

NOTICE

NOTICE is hereby given that the undermentioned goods will be sold by public auction at Kilindini on 1st February, 1937, if not cleared before that date, and the proceeds will be applied as follows —

Firstly, in the payment of the expenses of the sale,

Secondly, in the payment of the duty,

Thirdly, in the payment of warehouse rent and charges,

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

and the balance, if any, shall be paid into general revenue, but may be refunded to the person entitled thereto if claimed within six months of the date of sale

Custom House, Mombasa,
21st December, 1936

A W NORTHROP,
*for Commissioner of Customs,
Kenya and Uganda*

UNCLAIMED CARGO LYING IN THE KING'S WAREHOUSE, KILINDINI, FOR OVER THREE MONTHS
FOR SALE ON 1ST FEBRUARY, 1937

Date	Steamer	Marks and Numbers	No & Description of Goods
1936			
7th October	Robin Hood, North	Nil	1 case tools
16th October	Randfontein, „	Nil	1 coil baling wire
		Ends Red or Nil	1 loose iron pipe
21st October	Hawaii Maru „	Japan Cotton Trag Co ,	1 box paper lamps
20th October	Tayari, South	Shell or Nil	1 empty drum
22nd October	Thames Maru, North	(DAR) ASANO Onodo or Nil	1 case sample of chest wood 3 bags cement 6 „ „
		8 1936	1 package empty cement bags
„ „	Dramatist, „	The African Mer Co Ltd Box 110	1 box sample of salt
31st October	Karanja, South	Nil	44 pieces fire bricks 5 „ „ „ (broken)

UNCLAIMED LEFT LUGGAGE LYING IN THE KING'S WAREHOUSE, KILINDINI, FOR OVER TWO YEARS
FOR SALE ON 1ST FEBRUARY 1937

Date	Steamer	Marks and Numbers	No & Description of Goods
1935			
15th January	Tairea, South	S K Salloner	1 pkge gun wooden part
25th January	Nijkerk, North	Wilhelm Kellermann C/o Wm Oswald	7 pkges liqueur

CARGO LYING IN THE BONDED WAREHOUSE FOR OVER TWO YEARS, TRANSFERRED TO KING'S
WAREHOUSE, KILINDINI, FOR SALE ON 1ST FEBRUARY, 1937

Date	Steamer	Marks and Numbers	No & Description of Goods
1934 8th September	Mantola, North	F D Mombasa	1 case brandy 48 nips
8th October	Malda, North	A A Mombasa	24 pliers 12 cycle lamps

UNCLAIMED BAGGAGE LYING IN THE KING'S WAREHOUSE KILINDINI, FOR OVER THREE MONTHS
FOR SALE ON 1ST FEBRUARY, 1937

Date	Steamer	Marks and Numbers	No & Description of Goods
1936 7th October	G Metzinger, North	Habib Visra or Nil	3 packets playing cards (one empty)
„ „ 10th October	Karanja, South Kenya, North	A Kasam Devji C F Lobo P Mendonza Nil	1 bag school books 1 jar Goa liquor 2 jars „ „ 3 bottles
23rd October	Tairea, North	Nil	1 Indian cot 1 bedding
27th October	Llandaff Castle, South	Ex Officer Agent for Public Trustee E K C or Nil	1 parcel woollen p goods 1 camera

CONFISCATED GOODS LYING IN THE KING'S WAREHOUSE, KILINDINI
FOR SALE ON 1ST FEBRUARY, 1937

Date	Steamer	Marks and Numbers	No & Description of Goods
1936 3rd December	Madura, South	Shiek Rahman & Bhika Jetha	3 pieces kikoiis
„ „ 8th December	Takliwa, South Parcel Post, North	Nana Daya Thos Cook & Son	1 piece cloth 1 parcel synthetic stones

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" " 1935, Vol II	2 50	2 75	Report on a Geological Reconnaissance of South Kavirondo	2 50	2 60
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" " 1935	17 00	18 00	Vol I Evidence Relating to the Kikuyu Province	40 00	41 75
Ordinances, 1934	15 00	16 00	Vol II Evidence Relating to the Masai, Ukamba Northern Frontier, Turkana, Rift Valley and Nzoia Provinces	40 00	41 45
" 1935	10 00	10 40	Vol III Evidence Relating to the Nyanza, and Coast Provinces, the European Highlands the working of the Lands Trust Ordinance, Economics and Evidence taken in London except that part of it which relates to the Kikuyu Province	40 00	42 05
Mr Lewis's Report on Irrigation, December, 1925	5 00	5 65	Brands Directory 1933	4 00	4 35
Non Native Census Report, 1926	5 00	5 60	Report of the Bushe Commission of Inquiry into Justice, 1933	3 00	3 30
" " " 1931	5 00	5 50	Underground Water Resources of Kenya, 1934	5 00	5 40
Native Reserve Boundaries, 1926	5 00	5 50	Guide to Court Clerks	3 50	3 75
Revenue Handbook, 1928	5 00	5 75	Customs Tariff List Revised	2 00	2 10
Agricultural Commission Report, 1929	3 50	3 75	Interim Report of Agricultural Indebtedness Committee	1 00	1 10
Kenya Tariff Committee Report, 1929	3 50	3 70	Report of Dairy Industry Committee	2 00	2 10
Kenya Water Problems by Beeby Thompson	14 00	14 60	Trees and Shrubs of Kenya Colony	5 00	5 50
Col James' Report on Anti malarial Measures	1 00	1 10	Report of Committee on Reorganization of Defence Forces of the Colony (July, 1936)	2 00	2 10
Plans of Dipping Tank	10 00	10 25	Report of Committee on Co ordination of Transport in the Colony (August, 1936)	2 00	2 15
P W D Standing General Specifications	10 00	10 75	Report on Native Taxation, by G Walsh, C B E, and H R Montgomery, C M G	2 00	2 10
Memorandum on Native Policy, 1930	40	45			
Statement of Conclusions of H M Government in U K on Closer Union in East Africa, 1930	40	45			
1931 Paper relating to the Question of Closer Union	6 00	6 40			
Report of the Joint Select Committee on Closer Union in East Africa—					
Vol I (Report and Proceedings of Committee)	1 50	1 65			
Vol II (Minutes of Evidence)	30 00	31 25			
Vol III (Appendices)	4 50	5 00			
Report of Standing Timber Committee, 1930	50	60			
The Law Relating to Aviation, 1931	8 50	8 75			
The Law Relating to Customs (Revised up to 30th June 1936)	2 50	2 75			
The Law Relating to Water (September 1936)	2 50	2 80			
Report of the Commission appointed to inquire into and report upon allegations of abuse and hardship in the collection of Non Native Graduated Poll Tax and of Native Hut and Poll Tax	1 00	1 10			



Present Financial Position of the Colony, and the Position Anticipated in 1937.

With a view to the removal of certain misapprehensions which appear to be current, the following particulars in regard to the financial position of the Colony are published for general information

2 The original estimates for 1936 were —

Revenue	£3,327,926
Expenditure	£3,318,176
Surplus	£9,750

Financial
position,
1936

The revised estimates, after making due allowance for the improvement in revenue which may be expected to continue to the end of the year, and for additional provision as well as general savings, are —

Revenue	£3,453,376
Expenditure	£3,365,876
Surplus	£87,500

The main anticipated increases in Revenue are —

	£
Customs and Excise	42,500
Non-Native Poll Tax	5,000
Petrol Tax	3,000
Post Office and Telegraphs	4,447
Mombasa Water Supply	5,000
Reimbursements	27,000

while only one item shows an appreciable shortfall, viz, Native Hut and Poll Tax £20,000

3 It will be realized that as estimates have to be prepared considerably in advance of the period to which they refer, it is impossible for them to reflect in full either the improvement or the deterioration in the economic situation. During a period of diminishing trade and prosperity the balance of revenue and expenditure will consequently tend to compare unfavourably with the estimates, and conversely in a period of increasing trade and rising prosperity, the year's surplus will tend to exceed the Estimate. Difficulties of estimation

4 If the surplus now anticipated in 1936 is realized the Colony's surplus balances at the end of the year will stand at a figure in the neighbourhood of £340,000, but of this sum the greater portion is immobilized. Surplus balances

5 The draft Estimates for 1937 which will be laid on the table of the Legislative Council will show a net increase in expenditure of some £50,000 and a decrease in Revenue of £47,000 consequent on the abolition of the levy on official salaries. Against this adverse balance of approximately £100,000 a sum of £57,000 is estimated to accrue from increased Customs revenue. Even if, on the existing basis of taxation, full account is taken of increases in other directions the Budget will not balance. On the other hand if Sir Alan Draft Estimates, 1937

Pim's proposals in regard to Non-Native taxation are approved, a surplus can be shown. The additional Revenue will be obtained to a very large extent from absentee share-holders and others who hitherto have not contributed towards the revenue of the Colony.

Deferred
commitments

6 In order fully to appreciate the financial position of the Colony at the present juncture, it must be realized that owing to the budget difficulties experienced during the years of depression it has been necessary temporarily to postpone the discharge of certain specific liabilities. For instance, Loan Sinking Fund payments have been reduced to the statutory minimum of one per cent, contributions to the Water Works Renewal Fund have ceased and the arrears due by Government to the European and Asian Civil Service Provident Funds have been charged to a Suspense Account instead of to expenditure direct. In addition, provision for the maintenance of and repairs to public buildings and works has been reduced to a level quite inadequate to maintain these assets at a proper standard. It is thus evident that even if continued economic improvement causes the surplus of revenue over expenditure to exceed the estimate, that surplus should first be applied to the discharge of liabilities with which the Colony is faced.