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ASIAN REGISTRY
COURT SECTION



THE OFFICIAL GAZETTE OF THE COLONY AND PROTECTORATE OF KENYA

Published under the Authority of His Excellency the Governor of the
Colony and Protectorate of Kenya

Vol XL—No 39

NAIROBI, August 2, 1938

Price 50 Cents

Registered as a Newspaper at the G P O

Published every Tuesday

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SUPPLEMENT

KENYA PROCLAMATIONS, RULES AND REGULATIONS, No 29

Seditious
libel and
conspiracy,
publications

Sections 47-55 of the Principal Ordinance which it is proposed to replace —

47 Any person who—

- (a) conspires with any other person or persons to do any act in furtherance of any seditious intention common to both or all of them, or
- (b) prints or publishes any words or writing with a seditious intention, or
- (c) sells, offers for sale, distributes or has in his possession any newspaper, book or document containing any seditious words or writing, or any newspaper, book or document which has been declared by the Governor in Council by proclamation to be a seditious publication or to be prohibited to be imported into the Colony, or
- (d) imports into the Colony any newspaper, book or document containing any seditious words or writing or any newspaper, book or document which has been declared by the Governor in Council by proclamation to be a seditious publication or to be prohibited to be imported into the Colony,

is guilty of an offence and is liable to imprisonment for two years. If he has been previously convicted of any such offence he is liable to imprisonment for seven years.

Colony and Protectorate of Kenya

GOVERNMENT NOTICE No 595

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

R W BAKER BEALL

Acting Clerk to the Legislative Council

A Bill to Amend the Penal Code

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 Penal Code (Amendment) Ordinance, 1938, and shall be read as one with the Penal Code, hereinafter referred to as the Principal Ordinance

Short title

No 10 of 1930

2 Sections 47, 48, 49, 50, 51, 52, 53, 54 and 55 of the Principal Ordinance are hereby repealed and the following sections are substituted therefor —

Repeal and replacement of sections 47-55 of the Principal Ordinance

“47 For the purposes of the eight next following sections of this Code—

Definitions

‘import’ includes—

(a) to bring into the Colony, and

(b) to bring within the inland waters of the Colony whether or not the publication is brought ashore, and whether or not there is an intention to bring the same ashore,

‘inland waters’ includes all lakes, rivers, creeks, and lagoons inside the river bars, of the Colony,

‘publication’ includes all written or printed matter and everything, whether of a nature similar to written or printed matter or not, containing any visible representation, or by its form, shape, or in any manner capable of suggesting words or ideas, and every copy and reproduction of any publication,

‘periodical publication’ includes every publication issued periodically or in parts or numbers at intervals whether regular or irregular,

‘seditious publication’ means a publication having a seditious intention

Possessing
seditious
publications

48 (1) Any person to whom any newspaper, book or document containing any seditious words or writing or any newspaper, book or document which has been declared by the Governor in Council by proclamation to be a seditious publication or to be prohibited to be imported into the Colony has been sent without his knowledge or privity shall forthwith deliver to the officer in charge of the nearest police station or to the nearest administrative officer such newspaper, book or document, and in default thereof is guilty of an offence and is liable to imprisonment for one year

(2) A person who has complied with the provisions of sub-section (1) of this section or has been convicted of an offence under such sub-section shall not be liable to be convicted of an offence under paragraph (c) of section 47 of this Code

Evidence
necessary for
conviction

49 A person cannot be convicted of any offence against section 47 or section 48 on the uncorroborated testimony of one witness

Forfeiture of
seditious
publications

50 A court on convicting any person of an offence under section 47 or section 48 shall order any seditious or prohibited newspaper, book or document to be forfeited to His Majesty

Powers of
detention and
examination
of suspected
packages, etc

51 Any of the following officers, viz —

any officer of the Posts and Telegraphs Department
not below the rank of Junior Postmaster,

any officer of the Customs Department not below the
rank of Examining Officer,

any police officer not below the rank of European
Police Constable,

any other officer authorized in that behalf by the
Governor,

may detain, open and examine any package or article which he suspects to contain any newspaper, book or document which it is an offence under section 47 or section 48 to print, publish, import, sell, offer for sale, distribute or possess, and during such examination may detain any person importing, distributing or posting such package or article, or in whose possession such package or article is found. If any such newspaper, book or document is found in such package or article, the whole package or article may be impounded and retained by the officer, and the person importing, distributing or posting it, or in whose possession it is found, may be arrested without warrant and proceeded against for the commission of an offence under section 47 or section 48

Powers of
arrest

48 If the Governor in Council is of opinion that the importation of any publication would be contrary to the public interest he may, in his absolute discretion, by order, prohibit the importation of such publication, and in the case of a periodical publication may, by the same or a subsequent order, prohibit the importation of any past or future issue thereof

Power to prohibit importation of publication

49 (1) Any person who imports, publishes, sells, offers for sale, distributes or reproduces any publication, the importation of which has been prohibited under section 48 of this Code, or any extract therefrom, shall be guilty of an offence and liable for a first offence to imprisonment for two years or to a fine not exceeding one hundred pounds, or to both such imprisonment and fine, and for a subsequent offence to imprisonment for three years, and such publication or extract therefrom shall be forfeited to His Majesty

Offences in relation to publications the importation of which is prohibited

(2) Any person who without lawful excuse has in his possession any publication the importation of which has been prohibited under section 48 of this Code, or any extract therefrom, shall be guilty of an offence and liable for a first offence to imprisonment for one year or to a fine not exceeding fifty pounds or to both such imprisonment and fine, and for a subsequent offence to imprisonment for two years, and such publication or extract therefrom shall be forfeited to His Majesty

50 (1) Any person to whom any publication the importation of which has been prohibited under section 48 of this Code, or any extract therefrom, is sent without his knowledge or privity or in response to a request made before the prohibition of the importation of such publication came into effect, or who has such a publication or extract therefrom in his possession at the time when the prohibition of its importation comes into effect, shall forthwith if or as soon as the nature of its contents have become known to him, or in the case of a publication or extract therefrom coming into the possession of such person before an order prohibiting its importation has been made forthwith upon the coming into effect of an order prohibiting the importation of such publication deliver such publication or extract therefrom to the nearest administrative officer or to the officer in charge of the nearest police station, and in default thereof shall be

Delivery of prohibited publication to administrative officer or police station

Power of
Governor in
Council to
declare docu-
ments, etc., to be
seditious
publications

52 The Governor in Council may by proclamation declare any newspaper, book or document to be a seditious publication

Power to
prohibit
importation of
documents

53 The Governor in Council may by proclamation prohibit the importation into the Colony of any newspaper, book or document

Interpretation

54 For the purposes of the seven last preceding sections—

“newspaper” means any periodical work containing public news or comments on public news, and includes any part of such work or extract therefrom,

“book” includes every volume, part or division of a volume, pamphlet or leaflet in any language, and every sheet of music, map, chart or plan separately printed or lithographed, and any part of or extract from any such volume, pamphlet, leaflet, sheet of music, map, chart or plan.

“document” includes any painting, drawing or photograph or other visible representation

Seditious
intentions
defined

55 For the purposes of the eight last preceding sections a seditious intention is an intention to bring into hatred or contempt or to excite disaffection against the person of His Majesty, his heirs or successors or the Government of the Colony, as by law established, or against the administration of justice or to excite the inhabitants of the Colony to attempt to procure the alteration otherwise than by lawful means of any matter in the Colony as by law established, or to raise discontent or disaffection amongst the inhabitants of the Colony, or to promote feelings of ill-will and hostility between different classes of the population of the Colony

Innocent
intention

Provided that it shall be lawful for any person—

(a) to endeavour in good faith to show that the Sovereign has been misled or mistaken in any of his measures, or

(b) to point out in good faith errors or defects in the government or constitution of the Colony as by law established, or in legislation, or in the administration of justice, with a view to the reformation of such errors or defects, or

guilty of an offence and liable to imprisonment for one year or to a fine not exceeding fifty pounds or to both such imprisonment and fine, and such publication or extract therefrom shall be forfeited to His Majesty

(2) A person who complies with the provisions of sub-section (1) of this section or is convicted of an offence under that sub-section shall not be liable to be convicted for having imported or having in his possession the same publication or extract therefrom

51 (1) Any of the following officers, that is to say—

Power to
examine
packages

(a) any officer of the Posts and Telegraphs Department not below the rank of Junior Postmaster,

(b) any officer of the Customs Department not below the rank of Examining Officer,

(c) any police officer not below the rank of Assistant Inspector,

(d) any other officer authorized in that behalf by the Governor,

may detain, open and examine any package or article which he suspects to contain any publication or extract therefrom which it is an offence under the provisions of section 49 of this Code to import, publish, sell, offer for sale, distribute, reproduce or possess, and during such examination may detain any person importing, distributing or posting such package or article or in whose possession such package or article is found

(2) If any such publication or extract therefrom is found in such package or article, the whole package or article may be impounded and retained by the officer and the person importing, distributing or posting it, or in whose possession it is found, may forthwith be arrested and proceeded against for the commission of an offence under section 49 or section 50 of this Code, as the case may be

52 (1) A 'seditious intention' is an intention—

Seditious
intention

(i) to bring into hatred or contempt or to excite disaffection against the person of His Majesty, His heirs or successors, or the Government of the Colony as by law established, or

- (c) to excite in good faith the inhabitants of the Colony to attempt to procure by lawful means the alteration of any matter in the Colony as by law established, or
- (d) to point out in good faith, with a view to their removal, any matters which are producing or have a tendency to produce feelings of ill-will and enmity between different classes of the population of the Colony

- (ii) to excite His Majesty's subjects or inhabitants of the Colony to attempt to procure the alteration, otherwise than by lawful means, of any other matter in the Colony as by law established, or
- (iii) to bring into hatred or contempt or to excite disaffection against the administration of justice in the Colony, or
- (iv) to raise discontent or disaffection amongst His Majesty's subjects or inhabitants of the Colony, or
- (v) to promote feelings of ill-will and hostility between different classes of the population of the Colony

But it is not a seditious intention—

- (a) to show that His Majesty has been misled or mistaken in any of his measures, or
- (b) to point out errors or defects in the government or constitution of the Colony as by law established or in legislation or in the administration of justice with a view to the remedying of such errors or defects, or
- (c) to persuade His Majesty's subjects or inhabitants of the Colony to attempt to procure by lawful means the alteration of any matter in the Colony as by law established, or
- (d) to point out, with a view to their removal, any matters which are producing or have a tendency to produce feelings of ill-will and enmity between different classes of the population of the Colony

Provided that none of the acts or things mentioned in provisos (a), (b), (c) and (d) shall be deemed to be lawful if they are done in such a manner as to effect or be likely to effect any of the purposes (i) to (v) which are declared in this section to be a seditious intention

(2) In determining whether the intention with which any act was done, any words were spoken, or any document was published, was or was not seditious, every person shall be deemed to intend the consequences which would naturally follow from his conduct at the time and under the circumstances in which he so conducted himself

Idle and
disorderly
persons

Section 166 of the Principal Ordinance which it is proposed to amend —

166 The following persons—

- (1) every common prostitute behaving in a disorderly or indecent manner in any public place,
- (2) every person wandering or placing himself in any public place to beg or gather alms, or causing or procuring or encouraging any child or children so to do,

- 53 (1) Any person who—
- Seditious offences
- (a) does or attempts to do, or makes any preparation to do, or conspires with any person to do, any act with a seditious intention,
- (b) utters any words with a seditious intention,
- (c) prints, publishes, sells, offers for sale, distributes or reproduces any seditious publication,
- (d) imports any seditious publication, unless he has no reason to believe that it is seditious,
- shall be guilty of an offence and liable for a first offence to imprisonment for two years or to a fine not exceeding one hundred pounds or to both such imprisonment and fine, and for a subsequent offence to imprisonment for three years, and any seditious publication shall be forfeited to His Majesty
- (2) Any person who without lawful excuse has in his possession any seditious publication shall be guilty of an offence and liable for a first offence to imprisonment for one year or to a fine not exceeding fifty pounds or to both such imprisonment and fine, and for a subsequent offence to imprisonment for two years, and such publication shall be forfeited to His Majesty
- Possession of seditious publication
- 54 (1) No prosecution for an offence under section 53 of this Code shall be begun except within six months after the offence is committed
- Legal proceedings
- (2) A person shall not be prosecuted for an offence under section 53 of this Code without the written consent of the Attorney General
- 55 No person shall be convicted of an offence under section 53 of this Code on the uncorroborated testimony of one witness "
- Evidence
- 3 Paragraph (4) of section 166 of the Principal Ordinance is hereby amended by substituting the word "publicly" for the words "in any public place" which occur in the first line thereof
- Amendment of section 166 of the Principal Ordinance

- (3) every person playing at any game of chance for money or money's worth in any public place,
- (4) every person who in any public place conducts himself in a manner likely to cause a breach of the peace,
- (5) every person who without lawful excuse publicly does any indecent act,
- (6) every person who in any public place solicits for immoral purposes, and
- (7) Every person wandering about and endeavouring by the exposure of wounds or deformation to obtain or gather alms,

shall be deemed idle and disorderly persons, and shall be liable to imprisonment for one month or to a fine not exceeding two pounds or to both

Section 368 of the Principal Ordinance which it is proposed to amend —

Other
conspiracies

368 Any person who conspires with another to effect any of the purposes following, that is to say—

- (1) to prevent or defeat the execution or enforcement of any Ordinance, Statute or Order in Council, or
- (2) to cause any injury to the person or reputation of any person or to depreciate the value of any property of any person, or
- (3) to prevent or obstruct the free and lawful disposition of any property by the owner thereof for its fair value, or
- (4) to injure any person in his trade or profession, or
- (5) to prevent or obstruct, by means of any act or acts which if done by an individual person would constitute an offence on his part, the free and lawful exercise by any person of his trade, profession, or occupation, or
- (6) to effect any unlawful purpose, or
- (7) to effect any unlawful purpose by any unlawful means,

is guilty of a misdemeanour

4 Section 368 of the Principal Ordinance is hereby amended by substituting the word "lawful" for the word "unlawful" where it first occurs in the first line of sub-section (7) thereof

Amendment of
section 368 of
the Principal
Ordinance

Section 5 of Ordinance No 31 of 1936 which it is proposed to amend —

Amendment of
section 331 of
the Principal
Ordinance

5 Section 331 of the Principal Ordinance is hereby amended by inserting between the word “him” and the word “purchasers” which occur in the second line thereof, the words “imports into the Colony, or”

5. Section 5 of the Penal Code (Amendment) Ordinance, 1936, is hereby amended by substituting the word "purchases" for the word "puichasers" which occurs in the third line thereof

Amendment of
section 5 of
Ordinance
No 31 of 1936

OBJECTS AND REASONS

The object of Clause 2 of the Bill is to bring the laws relating to sedition and importation of undesirable publications into general accord with that of the other British dependencies

Clause 3 is designed to remedy an obvious defect in section 166 of the Penal Code

Clauses 4 and 5 correct typographical errors in the Principal Ordinance and in the Penal Code (Amendment) Ordinance, 1936

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

Control of
internment
camps

Section 7 of the Principal Ordinance which it is proposed to amend —

7 (1) The Commander shall be in charge of any internment camp established in accordance with the provisions of the last preceding section and shall be responsible for the discipline of internees

(2) The Commander may, with the approval of the Governor, appoint a Commandant to be in charge of an internment camp, and may detail such other persons as may be necessary to ensure proper control of internment camps to serve under such Commandant

Offences
against
discipline

Section 19 of the Principal Ordinance which it is proposed to amend —

19 Any internee who—

(a) attempts to escape,

(b) disobeys the order of any person in whose charge he is placed,

(c) fails to declare his true name, rank, or number on interrogation,

shall be deemed to have committed an offence against discipline

GOVERNMENT NOTICE No 596

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

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

**A Bill to Amend the Control of Fugitive
Belligerents Ordinance, 1936**

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 Control of Fugitive Belligerents (Amendment) Ordinance, 1938, and shall be read as one with the Control of Fugitive Belligerents Ordinance, 1936, hereinafter referred to as the Principal Ordinance

Short title
No 11 of 1936

2 Sub-section (2) of section 7 of the Principal Ordinance is hereby amended—

(a) by substituting the word “appoint” for the word “detail” which occurs in the third line thereof, and

(b) by deleting the words “to serve under such Commandant” which occur in the fourth and the fifth lines thereof

Amendment of
section 7 of the
Principal
Ordinance

3 Section 19 of the Principal Ordinance is hereby amended by substituting the following paragraph for paragraph (a) thereof —

“(a) escapes or attempts to escape,”

Amendment of
section 19 of
the Principal
Ordinance

Punishment for
offences
against
discipline

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

20 (1) The Commander or the Commandant may inquire into any act of insubordination or any offence against discipline and thereupon punish the offender by—

(a) solitary confinement not exceeding thirty days, or

(b) reduction of rations,

or both

(2) In awarding punishment the period during which an internee is under arrest awaiting trial or punishment shall be deducted from the sentence

(3) A statement of the facts constituting the act of insubordination or the offence against discipline shall be drawn up in writing without delay by the officer inquiring into such offence

Arrest and use
of force when
internees
attempt to
escape

Section 22 of the Principal Ordinance which it is proposed to amend —

22 (1) Any internee attempting to escape from an internment camp may be arrested

(2) If such internee refuses to surrender when called upon it shall be lawful for an officer to use or to order any person or persons under his command to use such degree of force as may be necessary in the circumstances of each case to ensure his surrender

Provided that resort shall not be had to the use of force unless such officer has reasonable ground to believe that he cannot otherwise prevent the escape

Validation of
acts previously
done and
indemnity
therefor

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

24 All acts heretofore done by the Governor or by any officer of the Government or by any person acting under the direction of the Governor or of any officer of the Government in regard to any matter relating to the treatment of internees are hereby made and declared to be lawful and are confirmed as on and from the time of the performance of such acts, and the Governor and every such officer or person as aforesaid are hereby freed acquitted, discharged and indemnified as well against the King's Most Gracious Majesty his heirs and successors as against all and every person and persons whatever from all legal proceedings of any kind whatsoever whether civil or criminal in respect of any such acts as aforesaid

4 Sub-section (1) of section 20 of the Principal Ordinance is hereby amended by substituting the comma and words “, the Commandant or such other officer authorized by the Commander in that behalf” for the words “or the Commandant” which occur in the first line thereof

Amendment of
section 20 of the
Principal
Ordinance

5 Section 22 of the Principal Ordinance is hereby amended—

Amendment of
section 22 of
the Principal
Ordinance

- (a) by substituting the words “who escapes or attempts” for the word “attempting” which occurs in the first line of sub-section (1) thereof,
- (b) by substituting the words “secure his capture or to prevent his escape” for the words “ensure his surrender” which occur in the fourth and the fifth lines of sub-section (2) thereof, and
- (c) by substituting the words “secure the capture of the internee or prevent his escape” for the words “prevent the escape” which occur in the last line of sub-section (2) thereof

6 Section 24 of the Principal Ordinance is hereby amended by substituting the words “control, treatment or internment of belligerents, or to prevent the escape and/or resumption of hostilities by internees,” for the words “treatment of internees” which occur in the fourth line thereof

Amendment of
section 24 of
the Principal
Ordinance

7 Every member of the Abyssinian or Italian troops who since the cessation of hostilities between Abyssinia and Italy has crossed the neutral frontier and has been interned in the internment camp established under the provisions of section 6 of the Principal Ordinance shall be deemed to be a belligerent for the purposes of that Ordinance

Application of
Ordinance to
persons interned
after cessation
of hostilities

OBJECTS AND REASONS

In the Principal Ordinance "belligerent" is defined as any member of the Abyssinian or Italian troops who, during the period of hostilities between Abyssinia and Italy, crosses the neutral frontier and takes refuge in the Colony. Government has been advised that hostilities may be regarded as having come to an end some time in the latter part of 1936.

The object of this Bill is to regularize the position with regard to members of Abyssinian or Italian troops who entered the Colony since that date.

Opportunity has been taken to amend the Principal Ordinance in certain minor respects.

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

Sub-section (5) of section 18 of the Principal Ordinance which it is proposed to amend —

Procedure on
consideration
of application
for renewal of
distributing
licence

(5) Within six months after the receipt of such application and after such inquiry as he may deem necessary, the Governor in Council may grant the application on such terms and conditions and for such period as he may deem fit, or he may refuse the application

GOVERNMENT NOTICE No 597

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

R W BAKER BEALL,
Acting Clerk to the Legislative Council

A Bill to Amend the Electric Power 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 Electric Power (Amendment) Ordinance, 1938, and shall be read as one with the Electric Power Ordinance (Chapter 165 of the Revised Edition), hereinafter referred to as the Principal Ordinance, and shall be deemed to have come into force on the 31st day of July, 1938

Short title
and com-
mencement

2 Sub-section (5) of section 18 of the Principal Ordinance is hereby amended by substituting a colon for the full stop which occurs at the end thereof, and by adding, immediately after such colon, the following proviso —

Amendment of
section 18 (5)
of the Principal
Ordinance

“Provided that the Governor in Council may, in his absolute discretion, where the circumstances are such as in his opinion render such a course necessary, exercise the powers conferred upon him by this section notwithstanding that more than six months after the receipt of the application have expired ”

OBJECTS AND REASONS

The object of this Bill is to enable the Governor in Council in exceptional circumstances to grant or refuse an application for a distributing licence notwithstanding that the statutory period of six months prescribed by section 18 (5) of the Principal Ordinance has expired

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

GOVERNMENT NOTICE No 598

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

R W BAKER BEALL,
Acting Clerk to the Legislative Council

A Bill to Regularize the Residence in the Colony of Certain Refugees from Ethiopia

WHEREAS on divers occasions during the years 1936 and 1937 certain refugees entered the Colony from Ethiopia

AND WHEREAS such persons were under the Immigration Restriction Ordinance (Chapter 62 of the Revised Edition of the Laws of Kenya) liable to be treated as prohibited immigrants and to be returned thereto

AND WHEREAS it was considered inexpedient to enforce the said Ordinance with regard to the said refugees

AND WHEREAS the said refugees have since been residing in a camp established at Isiolo by the Government of the Colony in the interests of law and order and the well-being and good government of the said refugees

AND WHEREAS it is now considered desirable that the residence in the Colony of the said refugees be regularized by law

AND WHEREAS it is also considered desirable that powers should exist for the control of any refugees who enter the Colony subsequent to the commencement of this Ordinance

BE IT, THEREFORE, 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 Refugees Ordinance, 1938

Interpretation **2** In this Ordinance, unless the context otherwise requires —

‘Officer in Charge’ means a public officer appointed by the Governor by notice in the Gazette to be Officer in Charge of a camp,

‘refugee’ means a person who entered the Colony from Ethiopia and who at the commencement of this Ordinance is residing in the Refugees Camp at Isiolo,

‘regulations’ means regulations made under the provisions of this Ordinance

3 (1) The Governor may by notice in the Gazette declare any area, district or place to be a residential camp (in this Ordinance referred to as a camp) and may require any refugee to reside therein

Residential
camp

(2) The Refugees Camp at Isiolo is hereby declared to be a camp for the purposes of this Ordinance

4 (1) The Governor may make regulations providing for the maintenance of law and order in a camp and for the well-being, good government, discipline and safe custody of refugees residing therein or employed beyond the limits thereof, and without prejudice to the generality of the foregoing for all or any of the following purposes —

Regulations

(a) the safe custody, classification, hours of labour, mode of employment, clothing, maintenance, instruction, discipline, physical exercise, treatment and correction of refugees,

(b) the duties and powers of the Officer in Charge and other officers and persons,

(c) the delegation of powers of the Officer in Charge to other officers,

(d) communications with and visits from friends and others,

(e) the relations of refugees with the exterior,

(f) the removal of refugees from a camp for disciplinary purposes,

(g) the censorship of letters, newspapers, books, magazines, pamphlets or other publications,

(h) the medical inspection of refugees and camps and the prevention of contagious and infectious diseases,

(i) the hygiene, sanitation and cleanliness of a camp,

(j) the disarming of refugees and the disposal of arms and ammunition, military equipment and papers of refugees,

(k) the liberation and repatriation of refugees,

- (l) the registration of births, deaths, marriages, divorces and separations of refugees,
- (m) the use of force to ensure surrender of refugees when escaping, attempting to escape, or using violence,
- (n) the appointment, duties, powers, conditions of engagement and conduct of leaders, sub-leaders and other persons employed in a camp and for the punishment of such leaders, sub-leaders and persons,
- (o) the provision, maintenance and regulation of food and water supply in a camp,
- (p) the burial of refugees who die in a camp and any other matters arising out of the death of refugees,
- (q) the issue to and carrying by refugees of identification discs,
- (r) the compulsory attendance of refugees at census or on any occasion when required by the Officer in Charge,
- (s) prohibiting or restricting the admission to a camp of persons, other than refugees, and
- (t) notwithstanding the provisions of any law for the time being in force in the Colony, providing for the arrest without a warrant of refugees leaving or attempting to leave a camp without permission and of persons other than refugees entering a camp without a permit

(2) Any such Regulations may require acts or things to be performed or done to the satisfaction of the Officer in Charge, an administrative officer, a medical officer, a leader, a sub-leader or other person appointed by the Officer in Charge and may empower any such officer, leader, sub-leader or other person to issue orders requiring acts or things to be performed or done prohibiting acts or things from being performed or done and may prescribe periods or dates upon which or before which such acts or things shall be performed or done

Penalty

5 Any person who contravenes the Regulations or who disobeys or fails to comply with any lawful order issued by the Officer in Charge, an administrative officer, a medical officer, a leader, sub-leader or other person appointed by the Officer in Charge in pursuance of the powers conferred by the Regulations shall be guilty of an offence and shall be liable on conviction to a fine not exceeding ten pounds or to imprisonment for a term not exceeding two months

6 The powers conferred by this Ordinance shall be in addition to and not in derogation of the powers conferred by any other law for the time being in force in the Colony

Saving of
other law.

7 Nothing in this Ordinance contained shall be construed to relieve a refugee from the liability of being proceeded against by the ordinary course of law for any offence against any other law for the time being in force in the Colony, but so that no refugee shall be punished twice for the same act or omission

Refugees not
relieved from
liability under
the ordinary
law

8 (1) The Governor may, if he considers it advisable, transfer any refugee from any camp to the internment camp established under the provisions of the Control of Fugitive Belligerents Ordinance, 1936, and any refugee so transferred shall be deemed to be a belligerent and to be subject to the provisions of that Ordinance

Transfer of
refugees from
any camp to
internment
camp
No 11 of 1936

(2) It is hereby declared that any refugee who, before the commencement of this Ordinance, was transferred from the Refugees Camp at Isiolo to such internment camp was lawfully transferred, and any such refugee shall be deemed to have been and to be a belligerent and to be subject to the provisions of the Control of Fugitive Belligerents Ordinance, 1936

No 11 of 1936

9 The provisions of this Ordinance shall apply to any Ethiopian, who enters the Colony from Ethiopia after the commencement of this Ordinance and who would under the provisions of the Immigration Restriction Ordinance be deemed to be a prohibited immigrant, in like manner and to the same extent as if such Ethiopian were a refugee within the meaning of this Ordinance

Ordinance to
apply to refugees
entering Colony
after commence-
ment thereof
Cap 62

10 All acts heretofore done by the Governor or by any officer of the Government or by any person acting under the direction of the Governor or of any officer of the Government in regard to any matter relating to the control, treatment or residence of refugees, or to prevent the escape of refugees are hereby made and declared to be lawful and are confirmed as on and from the time of performance of such acts, and the Governor and every such officer or person as aforesaid are hereby freed, acquitted, discharged and indemnified as well against the King's Most Gracious Majesty his heirs and successors as against all and every person and persons whatever from all legal proceedings of any kind whatsoever whether civil or criminal in respect of any such acts as aforesaid

Validation of
acts previously
done and
indemnity
therefor

OBJECTS AND REASONS

The object of this Bill is fully set out in the preamble thereto

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

GOVERNMENT NOTICE No 599

ARRIVALS

Name	Rank	From Leave or on 1st Appointment	Date of Leaving England	Date of Embarkation	Date of Arrival at Mombasa
J Riddell	Clerk Agricultural Department	Leave	8th July 1938 *	—	20th July, 1938
Miss M Coleman	Junior Female Postal Clerk and Telegraphist		11th July 1938 †	—	21st July 1938
A E Couser	Postmaster		1st July 1938	2nd July 1938 ‡	"
L J Petric	Assistant Treasurer		25th June 1938	—	"
Miss I Parsons	Nursing Sister		"	—	"
D S Laurett	Foreman P W D		"	—	"
A Patrick	Company Sergeant Major, Northern Brigade K A R	1st Appointment	"	—	"
S Fraser	Inspector, Class I, K U R & H	Leave	25th June 1938	25th June 1938	"
W T Chappel	Asst Loco Supdt, K U R & H		"	"	"

* Durban † Beira ‡ Marseilles

DEPARTURES

Name	Rank	On Leave or Termination of Appointment	Date of Departure
N J B Sabine	District Officer	Leave	15th July 1938
D Somen	Education Officer		20th July, 1938
W N Dolton	Inspector of Schools	,	21st July 1938
C A G Lane	Resident Magistrate	,	"
W L Litman	Laboratory Assistant, Medical Dept	,	"
F H Williams	Chief Clerk Governors Conference	,	"
E V Stobb	Junior Draughtman, Class I, K U R & H	,	"
G R Robson	Fireman Class I K U R & H	"	"
F Lynch	Driver K U R & H	"	"
J Stewart	Permanent Way Inspector, Class I K U R & H	"	"
G W Smith	Driver K U R & H	"	"
W H Davies	Chargehand, K U R & H	,	"

APPOINTMENTS

THOMAS GARRETT ASKWITH to be District Officer (Cadet), Central Kavirondo District, Nyanza Province, with effect from the 19th July, 1938

MURDO JOHN MACKAY to be District Surveyor, Department of Local Government, Lands and Settlement, with effect from the 1st January, 1938

REVERSIONS

CHARLTON ADELBERT GUSTAVUS LANE reverted to his substantive post of Resident Magistrate with effect from 20th July, 1938

FRANCIS HENRY CLARKE, Acting Game Warden, reverted to his substantive post of Senior Assistant Game Warden with effect from the 26th July, 1938

A DE V WADE,
Chief Secretary

GENERAL NOTICE No 1047

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

TURBO TRADING CENTRE
Auction of Business Plots

Notice

NOTICE is hereby given that grants in respect of the plots at Turbo Trading Centre specified in the Schedule hereto, will be sold by auction at the District Commissioner's Office, Eldoret, on Thursday the 25th August, 1938, at 10 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 Eldoret, or may be had on application to the Director of Surveys on payment of Sh 3, post free.

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

In the following General and Special Conditions of Sale the term "Authority" means the District Commissioner, Eldoret, or such other 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 reoffered 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 reoffered 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, 1938, shall be paid to the Provincial Commissioner, Nakuru.
- 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, approximately 20 per cent on the purchase price and on the rent, and all other expenses, if any, shall be paid to the Director of Surveys, Nairobi.

All the 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 of Lands 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 of Lands 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 of Lands or such other person as he may appoint. Such plans, etc., shall be submitted in triplicate to the District Commissioner, Eldoret, for necessary action.

3 Grants will be made under the Crown Lands Ordinance (Cap 140), and titles will be issued under the Registration of Titles Ordinance. The term of the grants will be for 25 years from the 1st day of September, 1938, subject to extension to 99 years as provided in Special Condition No 4 of the Special Conditions.

4 The grantee may at any time during the currency of the grant redeem up to three-quarters of the rent of the plot on the basis of twenty years purchase.

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 plots may be used for business purposes only, or for the combined purposes of business and residence.

Provided that in the event of the plots 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 any plot used solely for business purposes required to remain unbuilt on be less than 300 square feet, or 10 per cent of the area, whichever shall be the greater, 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

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 September, 1938

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

Plot No	Section No	Area	Upset Price	Rent per annum	Proportionate rent from 1 9 38 to 31 12 38	Survey Fees
		<i>Square ft</i>	<i>Sh</i>	<i>Sh cts</i>	<i>Sh cts</i>	<i>Sh</i>
1	II	4 800	177	23 50	7 83	70
2	II	5,000	164	22 00	7 33	70
3	II	5,000	164	22 00	7 33	70
4	II	5,000	164	22 00	7 33	70
5	II	5,000	164	22 00	7 33	70
6	II	5,000	164	22 00	7 33	70
7	II	5,000	164	22 00	7 33	70
16	II	8,494	278	37 00	12 33	70
17	II	8,708	321	43 00	14 33	70
18	II	9,470	349	46 50	15 50	70
19	II	10,075	330	44 00	14 67	70

Nairobi,
21st July, 1938

C E MORTIMER,
*Acting Commissioner for Local Government,
Lands and Settlement*

GENERAL NOTICE No 1069

THE COMPANIES ORDINANCE, 1933

PURSUANT to section 284, subsection 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 —

The Goldfields Trust Corporation, Limited

Nairobi,
2nd August, 1938

W B CUMMING,
Registrar of Companies

GENERAL NOTICE No 1070

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

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 amended by Ordinance No XIV of 1936, as under —

<i>Name</i>	<i>Amount</i>
Luxford, C	£75
	S THORNTON, <i>Secretary</i>

GENERAL NOTICE No 841

SESSIONS of His Majesty's Supreme Court of Kenya will be held on the dates and at the places hereunder set out during the year 1938 —

SUPREME COURT SESSIONS AT NAKURU, 25-7-38
Cr C No 73/38 Rex vs Wakahu wa Kihanya and Koine wa Rutinu

SUPREME COURT SESSIONS AT NAIROBI, 8-8-38
Cr C No 77/38 Rex vs Mekan ole Kool and Etat ole Kipaloi

SUPREME COURT SESSIONS AT MOMBASA, 15-8-38
Cr C No 57/38 Rex vs Siterr s/o Kiptoa

SUPREME COURT SESSIONS AT NAKURU, 29-8-38
Cr C No 113/35 Rex vs Karuga wa Muthai

SUPREME COURT SESSIONS AT NAKURU, 28-11-38

The last two Sessions at Nakuru to be followed in each case by Sessions at Eldoret, Kisumu and such other places as may be notified

Nairobi,
10th June, 1938

EDWARD J O'FARRELL,
*Registrar,
Supreme Court of Kenya*

GENERAL NOTICE No 976

THE CROWN LANDS ORDINANCE
(Chapter 140 of the Revised Edition)ELDORET TOWNSHIP
AUCTION OF RESIDENTIAL PLOTS

Notice

NOTICE is hereby given that grants in respect of the plots at Eldoret, specified in the Schedule hereto, will be sold by auction at the office of the District Commissioner, Eldoret, on Thursday, 18th August, 1938, commencing at 10 a.m.

Plans of the plots may be seen at the Public Map Office attached to the Survey Office, Nairobi, and at the office of the District Commissioner, Eldoret, or may be had on application to the Director of Surveys, Box 89, Nairobi, on payment of Sh 2, post free.

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

In the following general and special conditions of sale, the term "authority" means the Municipal Board, Eldoret, 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 reoffered 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 reoffered 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 shall be paid to the Provincial Commissioner, Nakuru.
- 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 (approximately 2 per cent on the purchase price and on the rent), and all other expenses, if any, shall be paid to the Director of Surveys, 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 of Lands 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 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.

2 No building shall be erected on either 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 person as he may appoint. Such plans, etc., shall be submitted in triplicate to the District Commissioner, Eldoret, for necessary action.

3 Grants will be made under the Crown Lands Ordinance (Cap 140) and titles will be issued under the Registration of Titles Ordinance (Chapter 142 of the Revised Edition). The term of the grant will be for 25 years from the 1st September, 1938, subject to extension to 99 years, as provided in No 2 of the special conditions.

4 The grantee may at any time during the currency of the grant redeem up to three-quarters of the rent of the plot on the basis of twenty years purchase.

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 Each purchaser of a plot in the Schedule hereto 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.

2 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 to 99 years from 1st September, 1938.

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

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

5 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.

6 All outbuildings, 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.

SCHEDULE

Plot No	Section No	Area Sq ft	Rent per annum	Upset Price	Survey Fees	Proportionate rent from 1 9 38 to 31 12 38
			Sh	Sh	Sh	Sh
29	X	5,000	64	478	70	21/34
31	X	5,000	64	478	70	21/34

Nairobi,
4th July, 1938

C E MORTIMER,
Acting Commissioner for Local Government
Lands and Settlement

Attention is drawn to a revision in the Upset Price as advertised on 12th July, 1938.

GENERAL NOTICE No 681

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 Mombasa to commence in Monday the 18th day of July, 1938, at 10 a m or as soon thereafter as cases can be heard

To ensure appeals being set down for hearing at these Sessions, memoranda of appeal should be filed with

the Registrar, H M Supreme Court of Kenya, Nairobi, or with the District Registrar, H M Supreme Court of Kenya, Mombasa, not later than 18th June, 1938

Nairobi,
12th May, 1938

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

CAUSE LIST

FOR HEARING ON THE 18TH DAY OF JULY, 1938, AT MOMBASA

Appeal No	Civil or Criminal	Appellant	Respondent	Original No of Case	Appeal from
70 of 1938	Criminal	Paulo s/o Shimanyolay	Rex	Cr Case No 175/37	H M Supreme Court of Kenya at Kakamega
71 of 1938	"	Legidio s/o Lasala	Rex	ditto	ditto
72 of 1938	"	Parmenas Kanguni	Rex	Cr Appeal No 47/38	H M Supreme Court of Kenya at Nairobi
73 of 1938	"	Ali s/o Lugulula	Rex	Cr Case No 49/38	H M High Court of Tanganyika at Tabora
74 of 1938	"	Njau wa Kangethe	Rex	Cr Case No 37/38	H M Supreme Court of Kenya at Nairobi
75 of 1938	"	Iyangia s/o Luwanya	Rex	Cr Case No 27/38	H M High Court of Tanganyika at Kigoma
76 of 1938	"	Kitengwa bin Kadede	Rex	ditto	ditto
77 of 1938	"	Abedi bin Kasanga	Rex	Cr Case No 55/38	ditto
78 of 1938	"	Beston <i>alias</i> Mofolo	Rex	Cr Case No 10/38	H M High Court of Nyasaland at Blantyre
79 of 1938	"	Lemesenga bin Sareyo	Rex	Cr Case No 56/38	H M High Court of Tanganyika at Arusha
80 of 1938	"	Jambi s/o Amasi	Rex	Cr Case No 82/38	H M High Court of Tanganyika at Singida
81 of 1938	"	Mkindiki s/o Ngimba	Rex	ditto	ditto
82 of 1938	"	Ngaukinyi s/o Manini	Rex	Cr Case No 63/38	H M High Court of Tanganyika at Dodoma
83 of 1938	"	Kuya bin Shimba	Rex	Cr Case No 78/38	H M High Court of Tanganyika at Mwanza
84 of 1938	"	Mozes Ojani s/o Shatumu	Rex	Cr Case No 176/37	H M Supreme Court of Kenya at Kakamega (Application)
85 of 1938	"	Kabadi bin Masaka	Rex	Cr Case No 57/38	H M High Court of Tanganyika at Moshi
86 of 1938	"	Robert bin Haji	Rex	Cr Case No 93/38	H M High Court of Tanganyika at Dodoma
87 of 1938	"	Aloni Seganalima	Rex	Cr Case No 52/38	H M High Court of Uganda at Kampala
88 of 1938	"	Selemani bin Shema hungulu	Rex	Cr Case No 65/38	H M High Court of Tanganyika at Korogwe
89 of 1938	"	Nyakihilo	Rex	Cr Case No 26/38	H M High Court of Uganda at Fort Portal
90 of 1938	"	Katola s/o Muoya	Rex	Cr Case No 218/36	H M High Court of Uganda at Jinja
91 of 1938	"	Kantu s/o Songo	Rex	Cr Case No 61/38	H M High Court of Uganda at Fort Portal
92 of 1938	"	Itabulsembo s/o Songo	Rex	ditto	ditto
93 of 1938	"	Erifazi Kafamba	Rex	Cr Case No 139/37	H M High Court of Uganda at Mbale
94 of 1938	"	Naior d/o Lomaniagnoir	Rex	Cr Conf Case No 316/38	H M Supreme Court of Kenya at Nairobi
95 of 1938	"	Domo s/o Mahora	Rex	Cr A No 3/38	H M High Court of Tanganyika at Dar es salaam
96 of 1938	"	Musine Musige s/o Masabo	Rex	Cr Case No 64/38	H M High Court of Uganda at Kampala
97 of 1938	"	Sezi Kalanzi	Rex	Cr Case No 66/38	ditto
98 of 1938	"	Kizanzha s/o Zweminguie	Rex	Cr Case No 3/38	H M High Court of Uganda at Kabale
99 of 1938	"	Luka s/o Omolo	Rex	Cr Case No 87/38	H M High Court of Tanganyika at Moshi

CAUSE LIST—(Contd)

FOR HEARING ON THE 18TH DAY OF JULY, 1938, AT MOMBASA—(Contd)

Appeal No	Civil or Criminal	Appellant	Respondent	Original No of Case	Appeal from
100 of 1938	Criminal	Tsigirenda s/o Rwenkoma	Rex	Cr Case No 70/38	H M High Court of Uganda at Mbarara
101 of 1938	"	Ngoboyohima s/o Lubazangabo	Rex	Cr Case No 77/38	H M High Court of Uganda at Kampala
102 of 1938	"	Kaloli s/o Ngeyama	Rex	Cr Case No 59/38	H M High Court of Uganda at Mbarara
103 of 1938	"	Issa s/o Mpile	Rex	Cr Conf Case No 3/38	H M High Court of Tanganyika at Dar es Salaam
104 of 1938	"	Mussa s/o Mpile	Rex	ditto	ditto
105 of 1938	"	Farasisiko s/o Sheshaho	Rex	Cr Case No 60/38	H M High Court of Uganda at Mbarara
106 of 1938	"	Kyozaire s/o Rushahura	Rex	Cr Case No 63/38	ditto
107 of 1938	"	N A R Correa	Rex	Cr Case No 78/38	H M High Court of Uganda at Kampala
108 of 1938	"	Azaha Lwevolu	Rex	Cr Case No 99/38	H M High Court of Uganda at Jinja
109 of 1938	"	Yukim s/o Yakobo	Rex	Cr Case No 80/38	H M High Court of Uganda at Kampala
110 of 1938	"	Juma Obonyo s/o Hussein	Rex	ditto	ditto
111 of 1938	"	Jato Owur	Rex	ditto	ditto
112 of 1938	"	Ochieng s/o Amuto	Rex	ditto	ditto
113 of 1938	"	Wakimara s/o Kisosso	Rex	Cr Case No 75/38	H M High Court of Uganda at Jinja
114 of 1938	"	Paulo Itoriti s/o Osaulo	Rex	Cr Case No 92/38	H M High Court of Uganda at Soroti
115 of 1938	"	Erimu s/o Okoloi	Rex	ditto	ditto
116 of 1938	"	Okurutumu s/o Ongiro	Rex	Cr Case No 89/38	ditto
117 of 1938	"	Yusufu Kauta s/o Sunge	Rex	Cr Case No 67/38	H M High Court of Uganda at Mbale
8 of 1937	Civil	E A Goldfields Ltd & another	Ralph & Button Syndicate & another	Civil Case No 13/37	H M Supreme Court of Kenya at Nairobi (Application for final leave to appeal to the Privy Council from the judgment of the Court of Appeal)
3 of 1938	"	J J McCoy executor of the estate of P A Van Breda, deceased	E Allibhai administrator of the estate of A Noormohamed, deceased	Civil Case No 18/37	H M Supreme Court of Kenya at Eldoret District Registry
4 of 1938	"	J H Bailey	Patricia Joan Bailey	Divorce Cause No 14/37	H M Supreme Court of Kenya at Nakuru
9 of 1938	"	H D Hasmani	Banque du Congo Belge	Civil Case No 31/37	ditto
10 of 1938	"	N Liepner	H L Beiles	Civil Case No 179/36	H M Supreme Court of Kenya at Nairobi
11 of 1938	"	Mary Cull	Philip Henry Cull	Divorce Cause No 3/38	ditto

GENERAL NOTICE No 1071

NOTICE

TO ALL WHOM IT MAY CONCERN

TAKE NOTICE that the actions set out in the Schedule hereto stand credited in the books of the Mombasa Law Courts with the respective sums set out against each action.

Any person claiming to be entitled to any sum so credited should apply within three months from the date of publication of this notice to the respective Courts for payment out of the same

Any sum not claimed within the above period will be paid into the General Revenue of the Colony

J O'B KELLY,
District Registrar,
Supreme Court of Kenya, Mombasa

SCHEDULE

BALANCES REMAINING UNPAID OUT OF THE LIST OF UNCLAIMED LEGAL DEPOSITS ENDING 31ST DECEMBER, 1933

Date	Case No	Parties	Ledger Folio	Amount
				<i>Sh cts</i>
24-3-32	S C 83/30	A Kanji v Jokha binti Salim, etc	A 4	42 74
2-6-32	R M 866/32	Attorney General v Khamis Mohamed	—	6 00
4-12-33	R M 2127/31	Attorney General v Sant Ram	A 5	6 00
15-12-33	S C 32/33	A H Abdulla v M Abdulrehman	A 6	100 67
18-11-33	R M 2239/32	D Khimji & Co v R Jiwanji	D 4	88 00
1-11-32	R M 1652/32	G Dell v K G Harris	D 4	99 00
21-12-33	R M 1248/33	E Jivanji & Co v Omar Abdulla	E 4	60 00
16-8-32	Insy Cause 8/25	Re Hirji Jivanji & Co	H 2	190 76
27-4-33	R M 1058/32	Haji H Musaji v Mrs Gorman	—	10 00
24-11-33	R M 484/33	Harisingh v Bhagat Singh	—	39 60
5-6-33	R M 1354/31	Jamal S Mitha v Kombo bin Athman	J 2	9 90
1-3-32	R M 254/32	The Kenya Ice and Aerated Water Factory v F Dumacia	K 1	9 50
17-6-32	R M 1892/31	Kenya Petrol Service v D Visram	K 2	85 15
10-10-33	S C 145/32	K Khimji v Issak Ali	K 3	24 75
3-11-33	R M 574/33	L Godnam v J Umerdin	L 1	74 90
23-11-28	R M 1386/27	Mohamed Mjamil v Mohamed bin Mwinyi Kombo	M 1	5 00
21-4-32	R M 731/32	Mbarak Hariz v Awath Salim	M 10	3 00
18-3-33	R M 9/32	M Visram & Co v G H Upadhyaye	—	15 00
20-9-33	R M 327/32	M Jivanji & Co v Auza Kheir	—	5 54
22-5-33	S C 111/32	M K Amin v Sultan Hamoud Trading Co	M 13	100 00
1-8-33	S C 13/33	M K Amin v Bava C Bhimgai	M 14	185 36
4-1-33	S C 107/31	Nairobi Stores v L J Cooke	N 1	226 30
22-4-33	R M 1781/32	Patel and Rahman v Mzee Saleh	P 2	4 36
1-9-32	R M 1686/31	R Govardhan v Makbul Hassan	R 3	10 00
10-1-33	R M 2633/32	Souza Junior and Dias v Majaliwa Hassan	S 5	17 32
20-11-33	R M 1748/32	T M Daudji v Labad Mbarak	T 2	12 00
16-2-33	S C 58A/32	A Thomsen v Makindu General Stores	—	21 20
17-10-32	R M 1678/32	V Nazerali v C Dhanji	V 2	2 00

BALANCES REMAINING UNPAID OUT OF THE LIST OF UNCLAIMED PETTY DEPOSITS ENDING 31ST DECEMBER, 1936

Date	Case No	Parties	Amount
			<i>Sh cts</i>
10-11-31	P & A 43/31	Re Harun Abdalla	38 85
27-1-32	B C 1/32	Re Fulabhai M Amin	18 00
11-2-32	P & A 85/22	Re Gordhandass	10 00
12-2-32	R M 1981/31	A Jivanji & Co v M Adamji	40 00
20-2-32	R M 1283/31	M Jivanji & Co v Said Saleh	20 00
26-2-32	R M 638/31	The Motor Syndicate v N K Dewji	80
12-3-32	R M 65/32	F A Bemister v Binti Sheikh	30 00
18-3-32	B C 4/32	Re David D Buchans and Minnie G Buchans	3 00
8-4-32	R M 742/32	D Kala v R S Bapu	9 00
9-4-32	R M 169/32	F A Bemister v Salim bin Juma	20 00
9-4-32	R M 218/32	F A Bemister v Ali bin Mwinyi Mkuu	20 00
18-4-32	S C 55/31	A B Patel v Sant Ram	10 00
25-4-32	R M 2285/31	Mombasa Municipality v Nassor Mohd	20 00
2-5-32	R M 742/32	D Kala v R S Bapu	11 00
21-5-32	R M 1939/31	F A Bemister v C Antao Romeo	20 00
25-5-32	B C 6/32	Re William Beattie	5 80
26-5-32	P & A 10/32	Re Sheikh Ali bin Mohamed	5 00
28-5-32	Nairobi C C 1778/32	Shah Hirji v Chunilal	1 00
9-7-32	B C 25 and 28/30	Re Nathu Bhanji	15 00
26-7-32	Eldoret C C 259/32	B Singh v Amin Chand	7 42
18-8-32	R M 828/32	K M Kanji v Abdulla bin Ali	4 00
8-9-32	R M 1491/32	Mulla A Walji & Sons v Messrs King & Co	40 00

PETTY DEPOSITS—(Contd.)

Date	Case No	Parties	Amount	
			Sh	cts
17-9-32	R M 919/32	Souza Junior and Dias v Swaleh bin Rubea	20	00
20-9-32	R M 1524/32	Jamal S Mitha v Kassam Khimji	3	00
6-10-32	R M 1674/32	Jamnadas Sunderji v Gibson & Co	6	70
10-10-32	B C 11/32	Re Sukhlal Keshavji	13	00
31-10-32	R M 1674/32	Jamnadas Sunderji v Gibson & Co	8	50
1-11-32	R M 288/30	R K S Virji v Hussein A A Visram	1	90
24-11-32	L C 65/32	Asha v Rukya	20	00
12-12-32	P & A 31/32	Re Bai Rubai d/o Mulla Bhujibhai	50	00
12-12-32	P & A 32/32	Re Mouak bin Hagan	40	00
20-12-32	R M 2748/32	Mombasa Municipality v Mohamed Sheikh Husseinbhai		80
3-1-33	S C 46/30	K Naranjee v W E King	9	00
13-1-33	B C 1/33	Re Bachu Sumai	18	00
30-1-33	Chake Chake C C 11/33	Administrator General v Salim	5	00
23-2-33	R M 2721/32	P Lalji v B Suraj Mall	20	00
28-2-33	R M 2305/32	Mohamed Yusuf v D C de Souza	20	00
8-3-33	R M 2338/32	Chandi Singh v Butaram	15	00
14-3-33	R M 10/33	G D Hemraj v Salim bin Mbarak	20	00
10-4-33	R M 1143/31	Jamal S Mitha v Taher bin Mohamed, etc	51	52
13-4-33	B C 6/33	Re J A Gilbert	13	00
24-4-33	R M 2697/32	A H Kaderbhoy v G Merah	9	50
27-4-33	P & A 10/32	Re Sheikh Ali bin Mohamed	28	15
1-5-33	S C 116/32	Narandas Hiranand v C Parmanand	10	00
1-5-33	R M 2395/32	Mohamed Yusuf v D C de Souza	15	00
25-5-33	B C 8/33	Re Moledina Ramji & Sons	6	00
27-5-33	Nairobi C C 108/33	Hazari Ram v Aminchand		40
12-6-33	Nairobi Div Jui 7/33	Doris Glough v A Glough	70	00
13-6-33	R M 571/33	Aboobakar bin Mzee v Mariamu binti Sudi	20	00
19-6-33	B C 9/33	Re Chohan Bros	13	00
15-8-33	S C 32/33	Ahmed H Abdulla v Mohamed bin Abdulrehman	10	00
5-9-33	R M 611/33	Sohan Singh v Naranjan Singh	2	00
16-9-33	S C 14/33	Hassan Walji v Abdulla Omar	2	00
27-9-33	B C 10/33	Re Fazal Mohamed	4	15
2-11-33	B C 12/33	Re V Purshottam	3	00
14-11-33	B C 14/33	Re Sant Ram Sundar Das	13	00
15-11-33	R M 2740/32	H K Merah v N Lua	39	80
18-11-33	C C 2071/33	Thani v Suleman	33	00
1-12-33	B C 15/33	Re Gulamhussein Virjee	11	00
19-12-33	P & A 37/33	Re W R Wilkie	10	00
22-12-33	R M 1065/32	S R Naji v Voi Stores	30	00
18-1-34	R M 1233/33	Santa Singh Tarasingh v Mulla A M Essaji	4	00
6-2-34	B C 2/34	Re Gulab Khan Alam Khan	13	00
27-2-34	B C 4/29	Re Gordhandass Bhagwanji & Co	17	15
19-3-34	B C 3/34	Bhovan Jina Mistri	31	00
13-4-34	S C 13/34	Ahmed Haji Bachu v Bachoo Haji J Mithoo	10	00
20-4-34	B C 7/29	Re Tivoli Cinema	8	15
3-5-34	B C 5/34	Re H E Haji Adam	21	35
29-5-34		Money Order No 458 from Unao, India	10	00
6-6-34	B C 6/34	Re J K Bhatti & Co	4	00
15-6-34	B C 3/34	Re Bhovan Jina Mistri	1	15
28-6-34	R M 215/32	E A Bemister v Mbulla binti Kituku	20	00
18-7-34	R M 890/33	H Keshavji v Naran Singh	99	01
18-7-34	R M 561/34	Omkar Biharilal v Jivat Ram Suraj Mal	2	00
20-7-34	R M 384/34	M Ladha & Co v M Shah	13	44
24-7-34	P & A 15/34	Re Kabul binti Ali	8	85
30-7-34	R M 303/33	Abdulkader bin Omar v Alab Vau	3	20
31-7-34	R M 90/34	K G Korde v R R Pandya	31	00
17-8-34	R M 998/32	Jamal Mitha v Hassan bin Makan	12	00
21-8-34	S C 15/34	P B Kashibhai v P A Gordhanbhai	15	40
30-8-34	R M 613/34	Rosenblum, Bullows & Roy v J Petrie	6	00
31-8-34	S C 3/34	Mohamed Azam Afghan v Omar Latiff	10	00
5-9-34	R M 140/34	Shah Devchand Kachra v Mohamed Allah Bux	28	00
17-9-34	R M 697/34	The Public Trustee v S N Sharma	10	00
19-9-34	L C 74/32	Baraka v Ali Said	2	00
24-9-34	S C 7/34	Badh Singh v C C Dave		80
28-9-34	S C 54/34	Munshiram Thakore v Balwant Singh, etc	10	25
29-9-34	R M 204/34	C N Patel v H R Hasham	30	00
8-10-34	R M 863/34	Shah V Devji v J R Ghandi	6	00
15-10-34		Money Order No 736 from Dahanu, Bombay, India	36	00
23-10-34	B C 8/34	Re Muhsin bin Mohamed	23	00
23-10-34	R M 843/34	Abdulsuker Adam v Lawrence Indram (Indand)	10	00
31-10-34	R M 689/34	N F Shah v S M Bhimji	10	00
17-11-34	R M 662/34	Lalji Mawji v M S Sondhi	30	00
23-11-34	P & A 22/34	Re Abdalla bin Kombo	10	00
23-11-34	S C 60/31	Mohamed S Kahan v Ali Trading Co	10	00
5-12-34	R M 968/34	Z Chhatrishia v Velji Galachand	20	00
19-12-34	S C 75/30	Hassanali K Dossaji v L J Saldanha & Sons	100	00

PETTY DEPOSITS—(Contd.)

Date	Case No	Parties	Amount	
			<i>Sh</i>	<i>cts</i>
12-1-35	R M 995/34	Mulji Jetha v P D Trivedi, etc	2	20
12-1-35	R M 18/34	Anjarwalla v Saleh M Dossa	20	00
15-1-35	R M 846/34	Saifee Bakery v Haji Mohamed	15	00
16-1-35	R M 917/34	Jamal v Ishei Dass Gulzarilal	20	00
21-1-35	R M 1045/33	J S Mitha v Khamis Yusuf	15	00
24-1-35	R M 414/34	J S Mitha v C John	9	00
29-1-35	R M 1350/31	Nairobi Stores v W J Ward	8	00
4-2-35	R M 204/34	C U Patel v H R Hasham	6	00
7-2-35	R M 276/34	A U Sheth v Abdullahi Ali Shami	20	00
20-2-35	R M 1049/34	Coastal Garage v J Mawji	10	00
21-2-35	R M 67/34	Rashid bin Sood v M Mohamed	9	00
21-2-35	S C 17/33	A Thomsen v A Eber & Sohn	30	00
1-3-35	P & A 16/33	Re N A Pinto	8	85
1-3-35	S C 4/34	H Pranjy v W Hujee & Sons	30	00
7-3-35	R M 950/34	J Issak v A H Mohamed	15	00
11-3-35	R M 464/34	Kilindini Sites v Fatambai Mohamed	20	00
14-3-35	B C 7/34	Re Sheikh Nassor bin Mohamed	10	00
15-3-35	R M 182/35	Shamalji Raghavji & Co v R Hansraj	2	00
16-3-35	B C 1/35	Re Gulamhussein Rehemtulla	11	00
27-3-35	R M 38/35	J S Mitha v A M Jivanji	8	00
3-4-35	R M 1091/34	Kilindini Sites v G F Conto	15	00
3-4-35	R M 17/35	G F Conto v Kilindini Sites	15	00
8-4-35	S C 69/34	C A M E Dias v Municipal Board of Mombasa	30	00
9-4-35	S C 1/35	J Pollock v A G W Ogilvie	45	00
10-4-35	R M 1091/34	Kilindini Sites v G F Conto	15	00
10-4-35	R M 17/35	G F Conto v Kilindini Sites	15	00
16-4-35	R M 258/34	A U Sheth v N A D Singho	15	68
17-4-35	R M 857/34	J S Mitha v Awad Salim	12	00
17-4-35	S C 17/33	Sir Ali bin Salim v V Arjan	1	60
20-4-35	R M 1033/34	Abass Ismail v Hamed bin Suleman	12	00
23-4-35	R M 830/34	Hakimali v A Sakerbhai	8	00
30-4-35	B C 7/34	Re Sheikh Nassor bin Mohamed	40	00
30-4-35	R M 273/35	H E Dawoodji v H H Muraji	2	00
30-4-35	Insy Cause 14/26	Re Alibhai Rehemtulla	26	30
22-5-35	R M 625/32	Omar bin Abed v Shihiri Sud	10	00
29-5-35	R M 668/32	Omar bin Abed v Bakari Mujahidi	3	00
30-5-35	R M 462/35	V Purshottam v H A Esmail	10	25
6-6-35	R M 282/35	Mbarak Swellum v Khamis	3	00
7-6-35	R M 406/35	N F Shab v P Kalidas	4	00
22-6-35	S C 13/35	Sayed bin Mbaruk v Zayana binti Ali	18	00
20-6-35	R M 369/35	S Esmail v Mwalimu Kasuku	2	00
24-6-35	R M 1163/33	M Jivanji v Suleman bin Said	20	00
27-6-35	R M 1053/34	A Esmail v L Nurmohamed	5	00
1-7-35	R M 537/35	Said Abeid v Said Ahmed	10	00
9-7-35	Dar es Salaam C C 311/35	Devani Bios v V Purshottam	7	35
15-7-35	R M 1350/31	Nairobi Stores v W J Ward	34	00
20-7-35	R M 645/35	V Anandji v F Lukhamshi	12	00
25-7-35	R M 451/35	Haji A & Sons v A Esmail	15	00
31-7-35	R M 673/35	M Hirji v Sayed I Hassanali	3	00
2-8-35	B C 3/35	Re Ali bin Awadh El Amri	14	15
13-8-35	R M 450/35	Boustead & Clarke, Ltd v G D Radia	10	00
19-8-35	R M 1128/32	D Kachra v M Adamji	14	00
19-8-35	B C 4/35	Re Shah N Karamshi	23	00
21-8-35	R M 732/35	The E Trading Co v Rahimi Fibre Estate	10	25
26-8-35	S C 28/34	The Public Trustee v J A C Burke, etc	10	00
14-9-35	R M 596/35	N M Budhdeo v Thaker B Lallubhai	16	00
19-9-35	Deed of Arrangement 3/35	Re R D Doshi, etc	4	00
26-9-35	Cr C 2605/35	Police v Juma	5	00
30-9-35	R M 821/35	C R Antao v Juma	3	00
2-10-35	R M 38/35	J S Mitha v A Moosaji	12	00
12-10-35	S C 28/35	S K Patel v Mohamed bin Mohamed	10	00
18-10-35	S C 58/33	T Adamji v A Advnji	10	00
24-10-35	S C 30/33	A Kanji v Abdulla bin Mwidau	7	00
25-10-35	S C 30/33	A Kanji v Abdulla bin Mwidau	10	00
25-10-35	R M 917/35	Mrs M Pereira v M F M Shariff	2	50
1-11-35	B C 5/35	Re S A Bhutt	16	00
11-11-35	R M 204/34	C U Patel v H R Hasham	2	00
15-11-35	R M 305/35	S Allarakhia v Mrs Nazareth	20	00
16-11-35	R M 232/34	A R Patel v E Nicholas	25	00
19-11-35	R M 873/35	D Ali v Fateh Mohamed	10	00
21-11-35	R M 712/35	J S Mitha v Kassam bin Mbarak	10	00
7-12-35	S C 42/35	Fatuma binti Mohamed v Ahmed bin Majid, etc	28	50
10-1-36	R M 974/34	Mafuta Service Station v Coastal Produce	30	00

PETTY DEPOSITS—(Contd)

Date	Case No	Parties	Amount	
			Sh	cts
19-2-36	R M 879/35	Mohamed bin Ali v The Public Trustee	20	00
20-2-36	R M 131/36	Boustead & Clarke, Ltd v W Allan	2	00
22-2-36	R M 1272/33	Habib Kara v Mwandazi bin Hassan	10	00
24-2-36	R M 866/34	K K Hirji v A H Mohamed	6	00
25-2-36	S C 53/35	M L Shah v K Mepa	5	00
29-2-36	R M 1039/35	E Musa v Dattoo & Co	6	00
9-3-36	B C 3/35	Re Ali bin Awadh El Amri	8	85
17-3-36	B C 1/36	Re Hussein M Bhanji	33	00
18-3-36	R M 142/36	Nairobi Stores v Regal Bar	20	00
26-3-36	B C 2/36	Re Kaku Jivraj	28	00
6-4-36	S C 68/35	Hussein Bros v R D Doshi, etc	20	00
23-4-36	R M 29/36	Behram Parimal v T Johnson	8	00
5-5-36	B C 3/36	Re Varshi M Shih	21	00
21-5-36	R M 394/36	Ross and Christie v S F Narshi	20	00
8-6-36	R M 36/36	K Abdulrehman v Miss McCarthy	30	00
8-6-36	R M 654/35	M Habib Kara v A Rashid	10	00
8-6-36	R M 1272/33	Habib Kara v Mwandazi bin Hassan	10	00
10-6-36	R M 343/36	J C Coverdale & Partners v Hamed bin Rashid	20	00
17-6-36	S C 23/36	B H Mistry v F J da Gama	5	00
18-6-36	Nairobi C C 3041/36	Trocadero Ltd v A C Hunter	2	00
18-6-36	R M 159/36	J Kara v M Tuls	2	00
19-6-36	S C 42/35	Fatuma binti Mohamed v Ahmed bin Majid, etc	60	00
19-6-36	R M 68/34	Rashid bin Sood v M A Shah	10	00
24-6-36	S C 21/36	Hamed bin Awath v Hamed bin Said	7	00
29-6-36	B C 4/36	Re Jaffer Dewji	35	00
8-7-36	B C 7/34	Re Sheikh Nassor bin Mohamed	11	00
25-7-36	R M 391/36	H E Lalji v G Rehemtulla	3	00
29-7-36	S C 27/36	Re Town Planning Ordinance 1927 etc		55
10-8-36	R M 484/36	Allhance & Co v M A Shah	20	00
24-8-36	R M 335/36	J S Mitha v John W Zibed	4	00
1-9-36	R M 553/36	M Jivanji v Yakuti	4	00
7-9-36	S C 35/36	K H Essa v E H Mohamed	20	00
8-9-36	Cr C 1460/36	Police v Mwahmu	5	00
17-9-36	R M 451/36	N B I, Ltd v R Kunverji	10	00
22-9-36	Div Jun 50/36	L Collins v W S Collins etc	6	00
28-9-36	S C 68/35	Hussein Bros v R D Doshi etc	52	00
3-10-36	R M 395/36	Pandekhan v Kishen Chand	3	00
13-10-36	R M 763/36	Ahmed Saw v Banki	6	00
15-10-36	R M 395/36	Pandekhan v Kishen Chand		80
17-10-36	K C 13/35	Sayyed Mohamed v The Public Trustee	3	00
21-10-36	R M 2007/32	Habib Kara v Muye Haji	10	00
7-11-36	R M 745/35	C G Ishmael v S F Narshi	25	00
11-11-36	B C 5/36	Re S F Narshi & Co	18	00
18-11-36	R M 510/36	Ali bin Khamis v Ali bin Mohamed	6	00
27-11-36	R M 581/35	The Allhance & Co v Dr A Gilbert	10	00
28-11-36	S C 54/35	Fatuma binti Mohamed v Ahmed bin Majid etc	15	00
11-12-36	S C 23/34	Haji H Musaji v J Umardin	12	00
24-12-36	R M 650/34	Kaldas & Co v Mrs Gorman	10	00

GENERAL NOTICE No 1072

BANKRUPTCY ORDINANCE, 1930

ORDER RESCINDING RECEIVING ORDER

Debtor's Name	Debtor's Address	Debtor's Description	Court	Bkey Cause Number	Date of Receiving Order	Date of Rescission of Receiving Order	Grounds of Rescission
Ramji Vallabhji trading as Vallabhji Anandji & Sons	Mombasa	Merchant	Supreme Court	2 of 1938	16 5 1938	8 7 1938	The Debtor entered into a Deed of Arrangement with his creditors

Supreme Court of Kenya,
Mombasa,
18th July, 1938

J O'B KELLY,
District Registrar, Supreme Court of Kenya

GENERAL NOTICE No 1073

THE BANKRUPTCY ORDINANCE

FIRST MEETING OF CREDITORS AND PUBLIC EXAMINATION

Debtor's name—Habib Nanji, trading as "The Coastal Agency"

Address—Commercial Street, Mombasa

Description—Merchant and Commission Agent

Court—H M Supreme Court, Mombasa

Number of matter—1 of 1938

Date of first meeting of creditors—10th August, 1938

Hour—2 15 p m

Place—Deputy Official Receiver's Office, Treasury Buildings, Mombasa

Date of public examination—12th August, 1938

Hour—10 a m

Place—Law Courts, Mombasa

Mombasa

29th July, 1938

J O'B KELLY,
Deputy Official Receiver

GENERAL NOTICE No 1074

THE BANKRUPTCY ORDINANCE

ADJUDICATION

Debtor's name—Habib Karim

Address—Kakamega

Description—Carrying on business at Kakamega

Court—Resident Magistrate's Court, Kisumu

Number of matter—6 of 1938 (Kisumu)

Date of order—21st July, 1938

Date of petition—8th June, 1938

Nairobi,

25th July, 1938

L R FISHER,
for Official Receiver

GENERAL NOTICE No 1075

THE BANKRUPTCY ORDINANCE

RECEIVING ORDER

Debtor's name—Damodardas Waghji Sachania

Address—Nairobi

Description—Contractor

Date of filing petition—27th July, 1938

Court—H M Supreme Court, Nairobi

Number of matter—18 of 1938

Date of order—27th July, 1938

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

Nairobi,

29th July, 1938

W B CUMMING,
Official Receiver

GENERAL NOTICE No 1076

PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE NO 54 OF 1938

IN THE MATTER OF KAIM DIN, DECEASED

To all whom it may concern

TAKE NOTICE that all persons having any claims against the estate of the above-named Kaim Din who died at Nairobi on the 2nd day of July, 1938, are required to prove such claims before me the undersigned on or before the 3rd day of October, 1938, after which date the claims so proved will be paid, and the estate distributed according to law

Nairobi,

28th July, 1938

W B CUMMING,
Public Trustee

GENERAL NOTICE No 1077

PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE No 55 OF 1938

IN THE MATTER OF ALI HASSAN, DECEASED

To all whom it may concern

TAKE NOTICE that all persons having any claims against the estate of the above-named Ali Hassan who died at Kitale on the 9th day of February, 1938, are required to prove such claims before me the undersigned on or before the 3rd day of October, 1938, after which date the claims so proved will be paid, and the estate distributed according to law

Nairobi,

28th July 1938

W B CUMMING,
Public Trustee

GENERAL NOTICE No 1078

PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE No 55 OF 1938

IN THE MATTER OF ALI HASSAN, DECEASED

To all whom it may concern

TAKE NOTICE that on or after the 16th day of August, 1938, I intend to apply to H M Supreme Court, of Kenya at Nairobi for letters of administration to the estate of the above-named Ali Hassan who died at Kitale on the 9th day of February, 1938

Nairobi,

28th July, 1938

W B CUMMING,
Public Trustee

GENERAL NOTICE No 1079

MOMBASA CAUSE No 48 OF 1938

IN THE MATTER OF ABDULKARIM BIN TALASAM, DECEASED

To all whom it may concern

TAKE NOTICE that all persons having any claims against the estate of the above-named Abdulkarim bin Talasam who died at Mombasa on the 1st day of October, 1935, are required to prove such claims before me the undersigned on or before the 22nd day of September, 1938, after which date the claims so proved will be paid, and the estate distributed according to law

22nd July, 1938

J O'B KELLY,
Ex Officio Agent for Public Trustee

GENERAL NOTICE No 1080

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

CAUSE No 126 OF 1938

IN THE MATTER OF G BALLARD, LIMITED

AND

IN THE MATTER OF THE COMPANIES ORDINANCE, 1933

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 28th day of July, 1938 presented to the said Court by William Nigel MacKenzie of Nairobi in the Colony of Kenya a contributory of the Company and that the said petition is directed to be heard before the Court sitting at Nairobi on the 15th day of August, 1938, and any creditor or contributory of the said Company desirous to support or oppose the making of an order on the said petition may appear at the time of hearing in person or his advocate for that 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 charge for the same

HAMILTON, HARRISON & MATHEWS,

*Solicitors for the Petitioner,
Nairobi*

Note—Any person who intends to appear on the hearing of the said petition must serve on or send by post to the above-named Hamilton, Harrison and Mathews, 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 solicitor (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 1 o'clock in the afternoon of the 13th day of August, 1938

GENERAL NOTICE No 1081

IN THE MATTER OF THE COMPANIES
ORDINANCE, 1921

AND

PLATEAU MAIZE GROWERS, LTD

(In Liquidation)

NOTICE is hereby given in pursuance of section 217 of the Companies Ordinance, 1921, that a general meeting of the members of the above-named Company will be held at my office, Arcade Building, Eldoret, on Monday the 12th day of September, 1938, at 11 o'clock in the forenoon for the purpose of having an account laid before them showing the manner in which the winding-up has been conducted and the property of the Company disposed of and of hearing any explanation that may be given by the liquidator, and also of determining by extraordinary resolution the manner in which the books, accounts and documents of the Company and of the liquidation thereof shall be disposed of

Dated the 28th day of July, 1938

S G GHERSIE,
Liquidator

GENERAL NOTICE No 1082

THE FRAUDULENT TRANSFER OF BUSINESSES
ORDINANCE, 1930

PURSUANT to the provisions of the above-mentioned Ordinance, notice is hereby given that the under-mentioned business carried on by Prabhudas Lalajibhai Patel at Kisumu as a merchant under the style of "Kavirondo Stores" has been transferred by him to Bhogilal Gordhanbhai Patel of Kisumu merchant as from the 15th day of May, 1938. The said business will henceforth be carried on by the said Bhogilal Gordhanbhai Patel under the same trade name, that is to say, "Kavirondo Stores". The transferee is not assuming liability for any debts incurred in the said business, namely, retail merchandise, prior to the date hereof

Dated at Kisumu this 28th day of July, 1938

PRABHUDAS L PATEL,

Transferor

BHOGILAL GORDHANBHAI PATEL,

Transferee

GENERAL NOTICE No 1083

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 E Barrett of Nakuru has filed an application, which was registered by the Water Board on 1st July, 1938, for a Sanction to divert from the Mereroni River, at a point on L R No 440/6, 5,000, 27,000, 100,000 and 27,000 gallons per day (of which approximately 27,000 gallons per day will be returned to the Mereroni River) for the purposes of domestic use, power to drive hydraulic ram, general irrigation and to cover losses in canal respectively on L R No 440/6

The works will consist of a weir, hydraulic ram and canal

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

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.

EUNICE BARRETT,

*Applicant or Lawfully Authorized Agent,**c/o William Allan,**Advocate, P O Box No 20, Nakuru*

GENERAL NOTICE No 1084

THE COMPANIES ORDINANCE, 1933

PURSUANT to section 284, subsection 5 of the above Ordinance, it is hereby notified that the undermentioned Company has this day been struck off the Register of Companies and the Company is dissolved —

Kilima Mines, Ltd

Nairobi,

26th July, 1938

W B CUMMING,
Registrar of Companies

GENERAL NOTICE No 1085

BANKRUPTCY ORDINANCE, 1930

NOTICE OF RELEASE OF TRUSTEE

Debtor's Name	Debtor's Address	Debtor's Description	Court	Bkey Cause Number	Trustee's Name	Date of Release
Abdulla Ali Shami (Arab)	Mombasa	Merchant	Supreme Court	2 of 1937	Deputy Official Receiver	25th June, 1938

Supreme Court of Kenya,
Mombasa,
22nd July, 1938

J O'B KELLY
District Registrar, Supreme Court of Kenya

GENERAL NOTICE No 1086

EAST AFRICAN CURRENCY BOARD

31st December, 1937

CIRCULATION		
	£	s cts
Silver Coinage	3,751,868	18 00
Bronze Coinage	428,860	15 97
	4,180,729	13 97
Currency Notes	2,019,928	10 00
	£	s d
Currency Reserve Fund	2,897,673	6 9
Investment Reserve Account	93,612	3 2
	2,991,285	9 11

SECURITIES FORMING THE INVESTMENT PORTION OF THE RESERVE FUND

Nominal Value			Price Paid			Mean Market Price at 31st December, 1937		
£	s	d	£	s	d	£	s	d
2,405,373	5	0	2,417,538	0	2	2,386,603	12	8

Nairobi,
21st July, 1938

G BERESFORD STOOKE,
Currency Officer

GENERAL NOTICE No 1087

LIQUOR LICENSING COURT

NOTICE is hereby given that a special meeting of the Nairobi Liquor Licensing Court will be held in the District Commissioner's Office, Nairobi, on Tuesday the 9th August at 10 a m

Nairobi,
29th July, 1938

A W SUTCLIFFE,
Chairman
Nairobi Liquor Licensing Court