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THE OFFICIAL GAZETTE OF THE COLONY AND PROTECTORATE OF KENYA

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SUPPLEMENTS

ORDINANCES, No 3

KENYA PROCLAMATIONS, RULES AND REGULATIONS, No 36

THE "MONTHLY TRADE AND INFORMATION BULLETIN" of the Standing Board of Economic Development for September 1938 (Vol. III, No 9) is issued with this number

11

The definition of "native intoxicating liquor" in section 2 of the Principal Ordinance which it is proposed to replace —

2 In this Ordinance, unless the context otherwise requires—

"Native intoxicating liquor" includes palm wine (other than tembo tamu), pombe, fermented asali, and all liquors such as are prepared by natives which contain more than one per centum by weight of absolute alcohol

Colony and Protectorate of Kenya

GOVERNMENT NOTICE No 710

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 Native Liquor Ordinance, 1930

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 Native Liquor (Amendment) Ordinance, 1938, and shall be read as one with the Native Liquor Ordinance, 1930, hereinafter referred to as the Principal Ordinance

Short title

No 36 of 1930

2 Section 2 of the Principal Ordinance is hereby amended by deleting therefrom the definition of "Native intoxicating liquor" and by substituting therefor the following definition —

Amendment of section 2 of the Principal Ordinance

"Native intoxicating liquor" means—

- (a) palm wine (other than tembo tamu), pombe, fermented asali, Nubian gin, and native beer,
- (b) all intoxicating liquors such as are prepared by natives from cereals,
- (c) all liquors (other than those mentioned in paragraphs (a), (b) and (d) of this definition) such as are prepared by natives and which contain more than one per centum by weight of absolute alcohol, and
- (d) such other liquor as the Governor may from time to time by notice in the Gazette declare to be native intoxicating liquor for the purposes of this Ordinance."

OBJECTS AND REASONS

It has been held by the Court of Appeal for Eastern Africa that, having regard to the definition of "native intoxicating liquor" in section 2 of the Native Liquor Ordinance, 1930, in prosecutions for offences against that Ordinance it is necessary to prove that the liquor in respect of which the case is brought, unless the liquor is one specifically named in the definition, contains more than one per centum by weight of absolute alcohol. In view of the large number of prosecutions brought under the Ordinance and the difficulty of submitting analytical proof in every case, it is considered desirable to replace the definition. The proposed definition is based on one contained in the Zanzibar law.

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

GOVERNMENT NOTICE NO 711

ARRIVALS

Name	Rank	From Leave or on 1st Appointment	Date of Leaving England	Date of Embarkation	Date of Arrival at Mombasa
A J Field M B	Asst Establishmer + Officer Secretariat	Leave	20th Aug 1938	—	16th Sept 1938
W V Weir	Foreman Public Works Dept		"	—	"
H Elliott M B E	Storekeeper Medical Dept		"	—	"
A H David	Primary Education Officer	,	"	—	"
J H Daly	Asst Superintendent of Prisons	,	"	—	"
W Fotheringham	Veterinary Research Officer	"	"	—	"
Miss A D Burns	Nursing Sister Medical Dept	1st Appointment	"	—	"
W J Eburn	Clerk Local Government Lands and Settlement	Leave	28th Aug 1938	23rd Aug 1938 *	"
W Graham	Chargehand K U R & H	,	20th Aug 1938	20th Aug , 1938	"
W H Stevens	Sr Inspector of Works K U R & H		"	"	"
Comdr G D Brown R D R N R (Retd)	Commander Lake Steamers K U P & R	,	"	"	"

* Genoa

DEPARTURES

Name	Rank	On Leave or Termination of Appointment	Date of Departure
L F Whitehouse	Education Officer	Leave	17th September, 1938
Miss J K Milton	Assistant Matron Education Dept	"	"
W E Smith	Sub Engineer Posts and Telegraphs Dept	"	"
D M Stephens	Assistant Superintendent of Police	On Secondment to the Palestine Police	"

APPOINTMENT

CECIL THORNHILL DAVENPORT to be Acting Provincial Commissioner, Nyanza Province, with effect from the 16th September, 1938

ARTHUR ALAN MURRAY LAWRENCE to be District Commissioner Central Kavirondo District, Nyanza Province, with effect from the 19th September, 1938

ANTHONY CHARLES CHRISTOPHER SWANN to be District Officer (Cadet), South Nyeri District Central Province, with effect from the 1st September, 1938

MISS ALISON DEVON EURNS to be Nursing Sister, with effect from the 20th August, 1938

REVERSIONS

WILLIAM CHARLES SKEDGE Acting Medical Storekeeper, Medical Department, reverted to his substantive rank of Dispenser with effect from the 19th September, 1938

WILLIAM ERIC SMITH, AMIEE, reverted to his substantive rank of Sub-Engineer, Posts and Telegraphs Department, with effect as from 15th September, 1938

CHARLES AUBREY THOPOLD B A, Acting Senior Plant Pathologist, Department of Agriculture, reverted to his substantive rank of Plant Pathologist with effect from 30th August, 1938

PRELIMINARY ORAL SWAHILI EXAMINATION
PASS

Mr N F Shaw, Judicial Department
2/Asst Inspector H F Payler, Kenya Police
Miss R I G Robinson Nursing Sister, Medical Department

A DE V WADE,
Chief Secretary

PROCLAMATION No 79

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

AND

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

GOVERNMENT NOTICE No 231 OF 1919

PROCLAMATION

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

Proclamation No 65 dated the 10th day of July, 1935, is hereby amended accordingly

Given under my hand at Kabete this 21st day of September, 1938

E J MULLIGAN,
Acting Director of Veterinary Services

SCHEDULE

L R or other Description	Owner	District	Date of Commencement of Quarantine
L R Nos 2848 and 7183	Colonel A I Lean, P O Subukia	Nakuru	12th September, 1938

PROCLAMATION No 80

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

AND

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

GOVERNMENT NOTICE No 231 OF 1919

PROCLAMATION

IN EXERCISE of the powers thereunto enabling me, I hereby declare the following portions of Proclamations to be revoked —

That portion of Proclamation No 30, dated the 4th day of May, 1932, declaring—

L R No 1251, The Manager, Amboni Estate, P O Mweiga, North Nyeri District,
to be an infected area (East Coast fever)

That portion of Proclamation No 41, dated the 23rd day of June, 1937, declaring—

L R No 5176, M H C Topham, Esq, P O Ngobit, North Nyeri District,
to be an infected area (East Coast fever)

That portion of Proclamation No 53, dated the 21st day of June, 1938, declaring—

Lamu Island,
to be an infected area (Rinderpest)

That portion of Proclamation No 74, dated the 24th day of August, 1938, declaring—

L R No 2498/R, P J Van Dyk, Esq, and Mrs A J Korff, Rumuruti Laikipia District,
to be an infected area (Rinderpest)

Given under my hand at Kabete this 21st day of September, 1938

E J MULLIGAN,
Acting Director of Veterinary Services

GOVERNMENT NOTICE No 712

THE KING'S AFRICAN RIFLES RESERVE OF OFFICERS ORDINANCE, 1927

NOTICE

THE Secretary of State for the Colonies, on the recommendation of His Excellency the Governor, has been pleased to appoint the following persons to be officers of the King's African Rifles Reserve of Officers to serve for a further period of three years in the ranks, and with effect from the dates, shown against their names —

Captain F V Bourdillon, 23rd July, 1938
2nd Lieutenant R H M Bristow, 11th June, 1938
2nd Lieutenant T Hughes Rice, 11th June, 1938
2nd Lieutenant C E Onslow, 5th August, 1938
2nd Lieutenant J I Nicolson, 11th June, 1938

Nairobi,

This 22nd day of September, 1938

A DE V WADE,
Chief Secretary

GOVERNMENT NOTICE No 713

THE KING'S AFRICAN RIFLES RESERVE OF OFFICERS ORDINANCE, 1927

NOTICE

THE Secretary of State for the Colonies, on the recommendation of His Excellency the Governor, has been pleased to appoint Mr B R Shaw to be an officer of the King's African Rifles Reserve of Officers to serve for a period of three years in the rank of 2nd Lieutenant

Nairobi,

This 22nd day of September, 1938

A DE V WADE,
Chief Secretary

GOVERNMENT NOTICE No 714

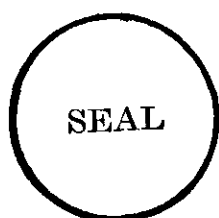
NOTICE

THE following Royal Warrant instituting a Medal for Members of Police Forces and Fire Brigades of all Colonies and territories under His Majesty's protection, and styled as "The Colonial Police Medal" is published for general information

Nairobi,

This 19th day of September, 1938

A DE V WADE,
Chief Secretary



GEORGE R I

GEORGE THE SIXTH, by the Grace of God, of Great Britain, Ireland and the British Dominions beyond the Seas King, Defender of the Faith, Emperor of India To all to whom these presents shall come

GREETING

Whereas We have taken into Our Royal consideration the good services which are rendered by members of the Police Forces and of Fire Brigades in Our Colonies and in Territories under Our Protection

And whereas We are desirous of rewarding meritorious service rendered by them

We do by these presents for Us, Our Heirs and Successors institute and create a new Medal to be awarded to members of the aforesaid Police Forces and Fire Brigades for distinguished conduct

First It is ordained that the Medal shall be designated and styled "The Colonial Police Medal"

Secondly It is ordained that the Colonial Police Medal shall consist of a circular medal of silver with the Effigy of the Sovereign on the obverse, and on the reverse an emblematic design with the words "For Gallantry" or "For Meritorious Service", as the case may be. The Medal shall bear on the rim the name and rank of the person to whom it is awarded and the name of the Police Force or Fire Brigade for service in which the award is made

Thirdly It is ordained that the Medal shall be awarded only to those members of recognized Police Forces or of properly organized Fire Brigades in Our Colonies and in Territories under Our Protection who have performed services of conspicuous merit, and that such award shall be made only on a recommendation to Us by one of Our Principal Secretaries of State

Fourthly It is ordained that the names of those to whom this Medal may be awarded shall be published in the London Gazette, and that a Register of such names shall be kept in the Office of Our Principal Secretary of State for the Colonies

Fifthly It is ordained that the Medal shall be worn on the left breast suspended from a ribbon one inch and three-eighths in width, of which the central part (one half of an inch in width) shall be dark blue with two green borders, each three-eighths of an inch in width, and two silver stripes, each one-sixteenth of an inch wide separating the borders from the central part. In the case of awards for gallantry the green borders of the ribbon shall each be centrally divided by a crimson stripe one-sixteenth of an inch in width

Sixthly It is ordained that any gallant conduct which is worthy of recognition by the award of the

Colonial Police Medal, but is performed by one upon whom the Medal has already been conferred, may be recorded by a bar attached to the ribbon by which the Medal is suspended. For each such additional award an additional Bar may be added, and for each Bar awarded a small silver rose may be added to the ribbon when worn alone

Seventhly It is ordained that it shall be competent for Us, Our Heirs and Successors by an Order under Our Sign Manual and on a recommendation to that effect by or through one of Our Principal Secretaries of State to cancel and annul the award to any person of the Colonial Police Medal, and that thereupon the name of such person in the register shall be erased. Provided that it shall be competent for Us, Our Heirs and Successors to restore the Medal so forfeited when such recommendation has been withdrawn. And every person to whom the said Medal is awarded shall, before receiving the same, enter into an agreement to return the Medal if his name shall be erased as aforesaid

Eighthly It is ordained that the Medal shall be awarded under such regulations as to grant, forfeiture, restoration and other matters in amplification of these Our rules and ordinances as may be issued from time to time by one of Our Principal Secretaries of State

Ninthly It is ordained that as from the date of this Warrant the grant of "The African Police Medal for Meritorious Service", which was instituted and created by His late Majesty King George the Fifth by a Warrant under His Sign Manual dated the twenty-sixth day of July nineteen hundred and fifteen, for award to non-commissioned officers and men other than those of European descent) of the Police Forces of East and West Africa, shall be discontinued for future service, and the aforesaid Warrant is hereby cancelled

Lastly We reserve to Ourselves, Our Heirs and Successors full power of annulling, altering, abrogating, augmenting, interpreting or dispensing with these rules and ordinances, or any part thereof, by a notification under Our Sign Manual

Given at Our Court at St James's the tenth day of May, one thousand, nine hundred and thirty-eight in the second year of Our Reign

By His Majesty's Command

HARLECH

REGULATIONS

The following Regulations shall be observed in recommending His Majesty to grant the Colonial Police Medal —

(a) The Medal shall be open to all ranks of the Police Forces, civil and military, and to all members of properly organized Fire Brigades, in the Colonies and in Territories under His Majesty's Protection (including Mandated Territories)

(b) Each recommendation for the Medal shall state the name and rank of the person recommended, the Police Force or Fire Brigade of which he is or was a member, and particulars of the action or service for which the grant of the Medal is recommended

(c) The qualifications for the Medal shall be as follows —

(i) Conspicuous gallantry

(ii) Valuable service characterized by resource and devotion to duty, including prolonged service marked by exceptional ability, merit and exemplary conduct

(d) Any award of the Medal for conspicuous gallantry shall be made as soon as possible after the event occasioning the grant, and all other awards shall be made annually on the occasion of His Majesty's Birthday

(e) The number of Medals to be awarded in any one year, for services other than conspicuous gallantry, shall not exceed one hundred and fifty save and except that in very special circumstances which, in His Majesty's opinion, would justify an exceptional grant, His Majesty may award Medals exceeding that number

(f) The Medal shall be worn next to and immediately after the Burma Police Medal

(g) The award of the Medal will not be a bar to subsequent recommendation for the King's Police Medal

HARLECH

10th May, 1938

GOVERNMENT NOTICE No 715

EXECUTIVE COUNCIL

APPOINTMENT

THE Governor's Deputy has been pleased to make the following provisional appointment —

Hon Ambalal Bhailalbai Patel,

to be temporarily a Member of the Executive Council of the Colony and Protectorate of Kenya in the place of the Hon J B Pandya, now absent from the Colony and Protectorate, subject to the provisions contained in the Instructions under the Royal Sign Manual and Signet dated the 29th day of March, 1934

Nairobi,

16th September, 1938

A DE V WADE,
Chief Secretary

GOVERNMENT NOTICE No 716

LEGISLATIVE COUNCIL

APPOINTMENT

IN VIRTUE of the powers vested in him by section 20 of the Legislative Council Ordinance, 1935, the Governor's Deputy has been pleased to nominate—

Dr Shanker Dhonde Karve

to act as a Member of the Legislative Council for the Eastern Indian Electoral Area in place of the Hon J B Pandya, the Elected Member for the said Electoral Area, now absent from the Colony and Protectorate, during such absence, subject, however, to the provisions of the aforesaid section of the Legislative Council Ordinance

Nairobi,

16th September, 1938

A DE V WADE,
Chief Secretary

GOVERNMENT NOTICE No 717

THE TROUT PROTECTION ORDINANCE, 1928
(Section 11)

AND

THE INTERPRETATION AND GENERAL
CLAUSES ORDINANCE

(Chapter 1 of the Revised Edition, section 13)

GOVERNMENT NOTICE No 602 OF 1928

NOTICE

In relation to trout fishing in certain waters

IN EXERCISE of the powers thereunto enabling me, I hereby declare the North Mara River (native name Mara Manene), Meru District, to be open for the purposes of trout fishing

2 I further declare that section 2 of Government Notice No 83 of 22nd January, 1934, is cancelled

3 I further declare that on the North Mara River in the Meru District no person shall kill more than 20 trout in any one day

4 I further declare that on the Thingishu River in the Meru District no person shall kill more than 20 trout in any one day

5 I further declare that on the Iraru River in the Meru District no person shall kill more than 20 trout in any one day

6 I further declare that on the Thiba River in the Embu District no person shall kill more than 15 trout in any one day

Nairobi,

This 20th day of September, 1938

A T A RITCHIE,
Game Warden

GOVERNMENT NOTICE No 718

THE DISTRESS FOR RENT ORDINANCE, 1937

IN ACCORDANCE with section 20 of the Distress for Rent Rules, 1938, the following is the list of bailiffs who are holding "General Certificates" —

C B Mistri,
Bachulal Gathani,
Jamal Pirbhai,
A J Vyas,
C Denovan,
G A Datto,
B S Seth,
L D Mohindia,
Capt John McNab Mundell,
M Warshaw,
L C Kohli,
Sheriff Abdulla Salim,
Ramzan Murid,
B S Chadha,
Shariff Hussein Shatry,
R H Patel

Supreme Court,

Nairobi,

This 20th day of September, 1938

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

GOVERNMENT NOTICE No 719

THE FARMERS ASSISTANCE ORDINANCE, 1936
(Section 11 (1) (a))

INTERIM STAY ORDER

IN THE MATTER OF THE APPLICATION OF CAPT CHARLES
BERESFORD TENNENT, KIBELEWA ESTATE,
CHEMELIL

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 19th day of September, 1938

Dated at Kisumu this 19th day of September, 1938

R T LAMBERT,
Chairman of Local Committee

GOVERNMENT NOTICE No 720

THE TRANSPORT LICENSING ORDINANCE,
1937

APPOINTMENT OF TRANSPORT LICENSING BOARD

IN EXERCISE of the powers conferred upon him by
section 3 of the Transport Licensing Ordinance, 1937,
as amended by section 2 of the Transport Licensing
(Amendment) Ordinance, 1938, the Governor's Deputy
in Council has been pleased to nominate the following
persons to be members of the Transport Licensing
Board, with effect from 13th September, 1938 —

The Attorney General

Mr H R Montgomery, CMG

Mr Conway Harvey, CBE

Captain Claude Anderson

Mr S T Thakore

By Command of the Governor's Deputy in Council

Nairobi,

23rd September, 1938 R W BAKER-BEALL,
Clerk to the Executive Council

GOVERNMENT NOTICE No 721

THE CROP PRODUCTION AND LIVE STOCK
ORDINANCE, 1926

AND

THE WATTLE BARK (IMPROVEMENT AND
INSPECTION) RULES, 1937

NOTICE

IN EXERCISE of the powers conferred upon the
Governor in Council by Rule 9 of the Wattle Bark
(Improvement and Inspection) Rules, 1937, the Gover-
nor's Deputy in Council has been pleased to direct that
no wattle bark shall be cut, purchased or sold in the
areas set out in the Schedule hereto between the 1st
October, 1938, and the 31st December, 1938

By Command of the Governor's Deputy in Council

Nairobi,

This 23rd day of September, 1938

R W BAKER-BEALL,
Clerk to the Executive Council

SCHEDULE

The Native Reserve in the Kiambu District
The Native Reserve in the Fort Hall District
The Native Reserve in the South Nyeri District
The Native Reserve in the Embu District
The Ulu Division of the Machakos Native Reserve

GENERAL NOTICE No 1329

THE COMPANIES ORDINANCE, 1933

PURSUANT to section 284, sub-section 5 of the
above Ordinance, it is hereby notified that the under-
mentioned Company has this day been struck off
the Register of Companies and the Company is dis-
solved —

Atta, Limited

Nairobi,

21st September, 1938

W B CUMMING,
Registrar of Companies

GENERAL NOTICE No 1330

NAKURU DISTRICT COUNCIL

VOTERS ROLL

NOTICE is hereby given that the District Commis-
sioner, Nakuru, will sit at 9 30 a.m. on Saturday, 15th
October, 1938, in the Council Offices for the purpose
of hearing and determining all objections to the Voters
Roll, and all further claims for enrolment

Offices of the Nakuru District Council,
P O Box 138, Nakuru,
19th September, 1938

J PATRICKSON,
Engineer-Clerk to the District Council

GENERAL NOTICE No 1331

THE WATER ORDINANCE, 1929

NOTICE OF APPLICATION FOR WATER RIGHT AND
SANCTION

IN terms of section 27 of the Water Ordinance, 1929,
notice is hereby given that the Director of Veterinary
Services, of Nairobi, has filed an application, which
was registered by the Water Board on 20th August,
1938, for a Water Right and Sanction to divert from
the Vetathi River, tributary of the Mbagathi River,
at Ngong, 00111 and 02666 cusecs (of which approxi-
mately 02613 cusecs will be returned to the Vetathi
River) for the purposes of domestic use, and power to
drive a hydraulic ram respectively, on the Veterinary
Training Centre Stock Farm, Ngong

The proposed works will consist of a hydraulic ram
and pipe line

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

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

F W ASTON,
Applicant or Lawfully Authorized Agent,
Veterinary Department,
P O Ngong

GENERAL NOTICE No 1332

NOTICE TO TRANSPORT CONTRACTORS

1 TENDERS are invited for the transport of Government passengers and stores, including Post Office mails, for a period of five years as from the 1st January, 1939, as per the undermentioned Schedules —

SCHEDULE I

From	To
(a) Kisumu	Kisii
Kisii	Kisumu
(b) Kendu	Kisii
Kisii	Kendu

SCHEDULE II

MAIL TIME TABLE

The present Time Table (which is based on a service of some 20 miles by water and 30 miles by road) is as follows —

Kisumu depart Tuesday, Thursday and Saturday,
8 30 a m

Kisii arrive Tuesday, Thursday and Saturday,
3 00 p m

Kisii depart Tuesday, Thursday and Saturday,
9 30 a m

Kisumu arrive, Tuesday, Thursday and Saturday,
4 00 p m

This Time Table is liable to alteration as circumstances warrant

SCHEDULE III

(a) The transport of Government passengers (European, Asiatic and Native) with luggage

(b) The transport of Government parcels and stores in small quantities

(c) The transport of Government stores in bulk

(d) The transport of His Majesty's mails

2 Separate rates should be quoted for (a) and (b) under Schedule I, and for (a), (b), (c) and (d) under Schedule III. The carriage of mails is applicable to Schedule I, (a) only, and should be quoted for as a lump sum per month

3 The successful tenderer will be required to enter into an agreement with Government, Part I being for the transport of His Majesty's mails, and Part II for the remaining services

4 The successful tenderer will be required to provide a sufficient number of vehicles duly licensed for the carriage of passengers under the Traffic Ordinance, 1928, and duly licensed under a Road Service Licence endorsed for the carriage of goods for hire or reward issued by the Transport Licensing Board under the Transport Licensing Ordinance, 1937

5 The successful tenderer will be required to provide depots at Kisumu, Kisii and Kendu where goods may be delivered for acceptance and kept under cover. He should be able to operate at least three times a week

6 Tenders in sealed envelopes addressed to the Secretary, Central Tender Board, P.O. Box 591, Nairobi, and marked "Tender for Transport", should reach this office before 1 p.m. on Saturday the 15th October, 1938

7 The lowest or any tender will not necessarily be accepted

The Treasury,
Nairobi,

23rd September, 1938

E. J. PETRIE
Secretary, Central Tender Board

GENERAL NOTICE No 1333

TOWNSHIP OF KISUMU

THE LOCAL GOVERNMENT (RATING) ORDINANCE, 1928

PURSUANT to the provisions of section 18 of the Local Government (Rating) Ordinance, 1928, notice is hereby given that the Local Authority of Kisumu has imposed the following rate in respect of the year 1938, viz —

An original rate of one-half per centum on the unimproved value of land as appearing in the Valuation Roll and the 1st (1938) Supplemental Valuation Roll of Kisumu Township

The above rate shall become due and payable at the office of the Local Authority, Kisumu, on the 15th day of November, 1938

A discount of two and a half per centum will be allowed on any rates paid on or before the said 15th November, 1938, and interest on arrear assessment rates shall be charged and collected from the 15th day of December, 1938, at the rate of one per centum per month

Kisumu,

22nd September, 1938

R. T. LAMBERT,
District Commissioner,
Kisumu-Londiani,
Local Authority

GENERAL NOTICE No 1334

MUNICIPAL BOARD OF ELDORET

NOTICE OF ELECTION

NOTICE is hereby given in terms of Rule 21 (1) of the European Councillors Election Rules, 1929, that an election to fill a vacancy on the Board, caused by the resignation of Councillor John Forbes, M.B., will be held on Saturday, 8th October, 1938

The undersigned will be in attendance at the Municipal Office, Eldoret, between the hours of 11 a.m. and 12 noon on that day to receive the nominations of candidates. Every candidate for election must be proposed, seconded and supported by not less than seven persons other than the proposer and seconder

The proposer, seconder and supporters must be persons whose names appear on the Municipal Voters Roll

Nomination papers must be in the form prescribed in the Second Schedule to the above-mentioned Rules and can be obtained free of charge at the Municipal Office

The candidate elected to fill this vacancy will be entitled to remain in office until the 30th June, 1941

Eldoret,

22nd September, 1938

GEORGE M. JACK,
Returning Officer

GENERAL NOTICE No 1335

KENYA AND UGANDA RAILWAYS AND HARBOURS

TENDERS FOR THE SUPPLY OF COAL, 1939

TENDERS are invited for the supply to the Kenya and Uganda Railways and Harbours of good quality locomotive coal, as follows —

1 Quantities to be tendered for are—

- (a) 100,000 tons to be delivered in twelve months, or
- (b) 200,000 tons to be delivered in twenty-four months

Deliveries to commence July, 1939, in as far as possible equal monthly shipments

A variation of 10 per cent more or less, on these quantities is to be allowed for, any such variation being at the General Manager's discretion at a minimum notice of three months

2 Quotations to be c i f Kilindini per ton of 2,240 lb, inclusive of stevedoring charges, plus a mooring buoy hire of 5 cents per deadweight ton of coal discharged

3 Tenderers are advised that, if the quality of any shipment of coal be found to be inferior in B T U's or on practical test to a greater extent than 5 per cent of the quality of the coal on which the contract was given, the General Manager will be at liberty to reduce the price per ton of that shipment on a similar *pro rata* scale

4 Samples are required of not less than 20 tons of the coal it is proposed to supply and the samples must be dispatched in sufficient time to reach Nairobi on or before 31st January, 1939. No payment will be made for these samples, which must be bagged and consigned free of all charges, including freight and landing, to the District Stores Superintendent, Kenya and Uganda Railways and Harbours, Kilindini, to whom advice of shipment must be sent

Each bag is to have the name of the coal and colliery stencilled in plain lettering, and the same information on a linen label wired to the bag

5 Average analyses of all coals submitted must accompany the tender

6 It must be stated if the price quoted is net or if a rebate will be allowed in lieu of weighing, and also where payments are to be made

7 Tenderers should quote prices c i f Kilindini in —

- (a) British bottoms,
- (b) any bottoms available

8 Sealed tenders marked "Tenders for Locomotive Coal" must be addressed only to the Chairman, Tender Board, Kenya and Uganda Railways and Harbours, P O Box 570, Nairobi, and must reach that office by 12 noon on the 31st January, 1939. Inquiries relating to the tender must be addressed to the Chief Mechanical Engineer, Kenya and Uganda Railways and Harbours, P O Box 21, Nairobi

The lowest, or any tender, will not necessarily be accepted

Nairobi,

19th September, 1938,

A E HAMP,
Acting General Manager

GENERAL NOTICE No 1336

RHODES SCHOLARSHIP

IT is notified for general information that an election will take place this year for the Rhodes Scholarship at present assigned to East Africa. The scholar elected will begin residence at the University of Oxford in October, 1939. Early inquiries concerning the conditions of the award should be addressed to me. A further announcement will be made of the latest date by which applications are to be completed

R H W WISDOM,
*Acting Director of Education,
for Secretary, East African Rhodes
Scholarship Selection Committee*

GENERAL NOTICE No 1300

MUNICIPALITY OF NAIROBI

THE LOCAL GOVERNMENT (RATING) ORDINANCE, 1928

PURSUANT to the provisions of the Local Government (Rating) Ordinance, 1928, I hereby give notice that the Valuation Court appointed to examine the Third Supplemental Valuation Roll made in respect of property within the Municipality of Nairobi, has completed its examination of the said Roll, and has made such alterations and amendments therein as it has deemed necessary, and that I have signed and certified the same, and that the said Roll will become fixed and binding upon all persons interested who shall not before the 22nd day of October, 1938, appeal from the decision of the Valuation Court

Nairobi,

16th September, 1938

T A WOOD,
*President,
Nairobi Valuation Court*

GENERAL NOTICE No 1294

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 W D C L Purves, Esq., of Njoro has filed an application which was registered by the Water Board on 24th August, 1938, for a Sanction, to divert from the Njoro River at a point in the Eastern Mau Forest Reserve, west of L R Nos 7103 and 6854, 2,000 gallons per day and 700 gallons per month for the purposes of domestic use, and use in cattle dip respectively on L R No 7103

The proposed works will consist of a weir 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

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

W D C L PURVES,
*Applicant,
P O Njoro*

GENERAL NOTICE No 1203

THE CROWN LANDS ORDINANCE

(Chapter 140 of the Revised Edition)

KERICHO TOWNSHIP PLOTS

NOTICE

NOTICE is hereby given that grants in respect of the plots at Kericho specified in the Schedule hereto, will be sold by auction in the District Commissioner's Office, Kericho, on Saturday the 1st October, 1938, commencing at 10 a.m.

A plan 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 Kericho, 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, Kericho, or such other Municipal Authority as may be hereafter established by law.

CONDITIONS OF SALE

(a) Auction

- 1 Each plot will be auctioned separately.
- 2 The amount of the advance of each bid will be regulated by the auctioneer, and no bidding shall be retracted.
- 3 The highest bidder will be the purchaser, but if any dispute arise as to any bid, the plot will be re-offered at the last undisputed bid.
- 4 Each purchaser shall pay to the auctioneer immediately on the fall of the hammer, a deposit of 25 per cent of the purchase money. In default of such payment, the plot may be immediately 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 District Commissioner, Kericho.

The survey fees, the fees payable for the preparation and registration of the grant (Sh 120) and the stamp duty payable in respect of the grant, approximately 2 per cent on upset price and 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 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, Kericho, for necessary action.

3 Grants will be made under the Crown Lands Ordinance and titles will be issued under the Registration of Titles Ordinance. The term of the grants will be 99 years from the 1st day of November, 1938.

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 portions 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 shall erect within two years of the commencement of his grant a building of approved design constructed of stone, burnt brick or concrete, on proper foundations.

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

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

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

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

Note—Intending purchasers should note that these plots have not yet been surveyed and that no adjustment of purchase price or rent will be made on account of any minor differences in area revealed on survey.

Purchasers who start building before the plots have been surveyed should satisfy themselves that such buildings are within the boundaries of the plot as indicated on the aforesaid plan.

SCHEDULE

Plot No	Section No	Area Acres (Approx)	Upset Price	Rent per annum	Proportionate rent from 1 11 38 to 31 12 38	Survey Fees
			<i>Sh</i>	<i>Sh cts</i>	<i>Sh cts</i>	<i>Sh</i>
10/1 North	I	5 9	800	108 00	18 00	100
10/2 North	I	5 9	800	108 00	18 00	100
4/1	I	4 5	613	82 00	14 00	100
2/1	I	4 4	600	80 00	13 00	100
10/1 South	I	3 4	278	37 00	6 16	100
10/2 South	I	3 8	311	42 00	7 00	100
4/2	I	5 0	410	54 00	9 00	100
2/2	I	6 0	490	66 00	11 00	100

Nairobi,
26th August, 1938

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

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 ELDORET, 8-9-38

Cr C No 81/38 Rex vs Malit arap Chebiegor
Cr C No 83/38 Rex vs Komen arap Chelal and 50 others
Cr C No 90/38 Rex vs Kipkilee arap Kosita
Cr C No 92/38 Rex vs Chuma arap Sang

SUPREME COURT SESSIONS AT KISUMU, 12-9-38

Cr C No 91/38 Rex vs Nur Mohamed
In Chambers —
C C No 20/37 Ghulam Fatma vs Gharib Shah
C C No 30/35 European Stores, Ltd, vs J Simpson
In Court
D C 1/38 John Hedley Barbour vs Mary Barbour and another
D C 2/38 Arthur John Cooper vs Muriel Agnes Cooper and another

SUPREME COURT SESSIONS AT KAKAMEGA, 15-9-38

Cr C No 76/38 Rex vs Naktare s/o Wawire
Cr C No 84/38 Rex vs Atita s/o Odundo
Cr C No 95/38 Rex vs Makundu s/o Obaya
Cr C No 101/38 Rex vs Wakesa (*alias* Ongata) Mulanda

SUPREME COURT SESSIONS AT KERICHO, 19-9-38

Cr C No 85/38 Rex vs Kiblangat arap Rongi
Cr C No 94/38 Rex vs Kipsoi A Chepkwain

SUPREME COURT CRIMINAL SESSIONS AT KILIFI, 21-9-38

Cr C No 97/38 Rex vs Kanina s/o Ngala

SUPREME COURT CRIMINAL SESSIONS AT MALINDI, 22-9-38

Cr C No 88/38 Rex vs Muhamdi s/o Wanje and 2 others
Cr C No 103/38 Rex vs MSA 4942897, Hassan s/o Ogondo

SUPREME COURT SESSIONS AT NAIROBI, 3-10-38

Cr C No 96/38 Rex vs Kamau s/o Icharia

SUPREME COURT SESSIONS AT NAKURU, 28-11-38

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

Nairobi,
18th August, 1938

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

GENERAL NOTICE No 1162

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 Dar es Salaam to commence on Tuesday the 18th day of October, 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 17th day of September, 1938

Nairobi,

18th August, 1938

E J O'FARRELL,

Registrar,

H M Court of Appeal for E A

CAUSE LIST

FOR HEARING ON THE 18TH DAY OF OCTOBER, 1938, AT DAR ES SALAAM

Appeal No	Civil or Criminal	Appellant	Respondent	Original No of Case	Appeal from
120 of 1938	Criminal	A J McCarthy	Rex	Cr Case No 1/38	H B M High Court of Zanzibar at Zanzibar
121 of 1938	"	Gathecha wa Kambutu	Rex	Cr Case No 75/38	H M Supreme Court of Kenya at Nairobi
122 of 1938	"	Ndimulwango bin Pwagwamo	Rex	Cr Case No 114/38	H M High Court of Tanganyika at Kigoma
123 of 1938	"	Samaje bin Magagwe	Rex	Cr Case No 121/38	ditto
124 of 1938	"	Vilazanzanye bin Luke sha	Rex	ditto	ditto
125 of 1938	"	Mashimba bin Shupemba	Rex	Cr Case No 81/38	H M High Court of Tanganyika at Tabora
126 of 1938	"	Nuridin Mita Kassum	Rex	Cr Case No 74/38	H M High Court of Tanganyika at Lindi
127 of 1938	"	Mahega bin Kishushu	Rex	Cr Appeal No 2/38	H M High Court of Tanganyika at Dar es Salaam
128 of 1938	"	Kombo bin Nasibu alias Songoro	Rex	Cr Case No 2/38	H B M High Court of Zanzibar at Chake Chake
129 of 1938	"	Waibi s/o Kalende	Rex	Cr Case No 109/38	H M High Court of Uganda at Jinja
130 of 1938	"	Daniel alias Tewesa	Rex	Cr Case No 24/38	H M High Court of Nyasaland at Blantyre
131 of 1938	"	Musa Zinga	Rex	Cr Case No 65/38	H M High Court of Uganda at Kampala
132 of 1938	"	Ismairi Mupere	Rex	Cr Case No 112/38	ditto
133 of 1938	"	Bamulamga s/o Mukulwa	Rex	Cr Case No 131/38	H M High Court of Uganda at Jinja
134 of 1938	"	Wakadumira s/o Baturunte	Rex	Cr Case No 100/38	H M High Court of Uganda at Jinja
137 of 1938	"	Katambo bin Mtata	Rex	Cr Case No 159/38	H M High Court of Tanganyika at Dodoma
138 of 1938	"	Ndyanyama	Rex	Cr Case No 25/38	H M High Court of Nyasaland at Blantyre
139 of 1938	"	Ali Hassam Mawani	Rex	Cr Appeal No 52/38	H M High Court of Tanganyika at Dar es Salaam (Application)
8 of 1938	Civil	Official Receiver Tanganyika Territory, as Liquidator of Bagamoyo Planting & Trading Co Ltd, in Liquidation	Gerhard Sontag	Civil Case No 42/36	H M High Court of Tanganyika at Dar es Salaam
13 of 1938	"	Emmanuel Mavroudis and Another	Antony Altermath and Another	Civil Case No 11/37	H M High Court of Tanganyika of the Arusha District Registry at Moshi
14 of 1938	"	Nasser Ali Fazal Mohamed Sheriff, Executor of Fazal Mohamed Sheriff	Ghulamhusein Haji Thaver, trading as Haji Thaver & Co	Civil Case No 44/37	H B M High Court of Zanzibar at Zanzibar
17 of 1938	"	R A H Kitching	I Conforzi	Civil Case No 5/38	H M High Court of Nyasaland at Blantyre

GENERAL NOTICE No 1299

THE CROWN LANDS ORDINANCE

(Chapter 140 of the Revised Edition)

KITALE TOWNSHIP

Auction of Residential Plots

Notice

NOTICE is hereby given that grants in respect of the plots at Kitale, specified in the Schedule hereto, will be sold by auction at the office of the District Commissioner, Kitale, on Wednesday, 26th October, 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, Kitale, 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 District Commissioner, Kitale, 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, Kitale, 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 November, 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 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 November, 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 Ac	Rent per Annum Sh	Upset Price Sh	Survey Fees Sh	Proportionate rent from 1 11 38 to 31 12 38 Sh
29	VI	1 033	60	450	70	10
31	VI	1 033	60	450	70	10

Nairobi,

15th September, 1938.

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

GENERAL NOTICE No 1290

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 G R and O I A Grimwood of Nakuru have filed an application, which was registered by the Water Board on 27th August, 1938, for a Sanction, to divert from Cool Springs Stream tributary to Mbaruk River, at a point on L R No 1157/6, 600, 50 and 9,000 gallons per day (of which approximately 9,000 gallons per day will be returned to the stream) for the purposes of domestic use, minor irrigation and power to drive a ram respectively on L R No 1157/6

The proposed works will consist of a hydraulic ram 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

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

G R GRIMWOOD,
Applicant or Lawfully Authorized Agent,
Cool Springs,
P O Nakuru

GENERAL NOTICE No 1291

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 C C de V Wright, Esq., of Hoey's Bridge has filed an application, which has been registered by the Water Board for a Water Sanction, to divert from an unnamed tributary of the Nzoia River at a point on L R No 6647, 550 and 1,600 gallons per day for the purposes of domestic use and minor irrigation on L R No 6647

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

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

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

CLAUDE WRIGHT,
Applicant or Lawfully Authorized Agent,
Natwana, Hoey's Bridge

GENERAL NOTICE No 1292

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 G C Ney of Sabukia has filed an application, which has been registered by the Water Board for a Water Sanction, to divert from the Sabukia River at a point on L R No 2846/12, 1,000 and 30,000 gallons per day (of which approximately 24,000 gallons per day will be returned to the Sabukia River) for the purposes of minor irrigation and pulping and washing of coffee respectively on L R No 2846/12

The proposed works will consist of a weir and canal 60 feet long

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 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

R O NEY,
Applicant or Lawfully Authorized Agent,
Subukia

GENERAL NOTICE No 1293

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 P E Anderson, Esq., of Nairobi has filed an application, which has been registered by the Water Board for a Water Sanction, to abstract from beneath the Karati River at a point in the Forest Reserve, 1,500, 5,000 and 17,000 gallons per day for the purposes of domestic use, minor irrigation, and use in lime production in the Forest Reserve (L O No 1303/2)

The proposed works will consist of an adit driven beneath river, and a pipe line

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

P E ANDERSEN,
Applicant or Lawfully Authorized Agent,
c/o Lime, Ltd, Nairobi

GENERAL NOTICE NO 1337

THE TRANSPORT LICENSING ORDINANCE, 1937
AND
THE VEHICLES LICENSING REGULATIONS, 1938
APPLICATIONS AND DECISIONS

No 15

27TH SEPTEMBER, 1938

APPLICATIONS—The Licensing Authority is not responsible for the contents of applications, its responsibility is confined to seeing that the notices in this publication agree with the applications received

These published notices will be the only notice which will be given of these applications. This notice as printed will be in accordance with the particulars supplied by the applicants. The original applications, which in some cases give fuller details, can be inspected at the office of the Licensing Authority, c/o the Attorney General's Office, Nairobi, between the hours of 8 30 a.m. and 4 p.m. from Monday to Friday and between the hours of 8 30 a.m. and 12 noon on Saturday.

Any person who wishes to object to the grant of any of the licences applied for must submit his objection, on the prescribed form, so as to reach the Licensing Authority not later than fourteen days from the date hereof. A copy of every such objection must be sent by the objector to the applicant at the same time as it is sent to the Licensing Authority. The Licensing Authority may at its discretion consider objections, notwithstanding that they may not have been received within the prescribed period, but it is particularly requested that, so far as possible, all objections shall be made within the prescribed period.

Copies of the prescribed form of objection may be obtained from the Licensing Authority, P.O. Box 112, Nairobi, the Central Revenue Office, P.O. Box 520, or from the District Commissioner, Eldoret, Isiolo, Kericho, Kisumu, Kisumu, Kitale, Lamu, Machakos, Mombasa, Nakuru, Nyeri, Rumuruti.

NOTICES OF APPLICATIONS RECEIVED FOR 'A' LICENCES

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| <p>TLB 1280—Yusuf Haji Rana, P.O. Box 21, Meru
Vehicle No A 3634 (2½ tons) Carriage of goods between Wajir-Lamu, Wajir-Moyale, Wajir-Meru-Nairobi</p> <p>TLB 366—Kamsingh Karaji, P.O. Box 647, Mombasa
Vehicle No MA 247 (2½ tons) Carriage of general merchandise within the Mombasa Municipal Area, and bricks between Mombasa and the Mombasa Brick & Tile Works, Fort Reitz, and Mombasa-Ramisi. Rates: Goods under contract with Kenya Sugar, Ltd., Mombasa-Ramisi, Sh 11 per ton, Ramisi-Mombasa, Sh 14 per ton, general public, Mombasa-Ramisi, Sh 14 to Sh 15,</p> | <p>general rate, Mombasa Municipal Area, Sh 2 per ton</p> <p>TLB 39—Patel Bros., Kisumu Vehicles Nos L 36 and E 886 Carriage of native produce, native piece goods, posho for mining area and mining material between Kisumu and mining area and to Tanganyika border and occasionally Kisumu to Nairobi via Narok. Rates 85 cents per ton mile</p> <p>TLB 183—Pala Singh Kan Singh, Fort Hall
Vehicle No T 6024 (3 tons) Carriage of country produce, wattle bark, timber, goods, etc., between Fort Hall-Embu, Fort Hall-Nyeri, Fort Hall-Nairobi. Rates 50 cents per ton mile</p> |
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NOTICES OF APPLICATIONS RECEIVED FOR "B" LICENCES

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|--|---|
| <p>TLB 58—Settlers Store, Nanyuki Vehicles Nos T 6538 (2½ tons) and C 1545 (1½ tons) Carriage of goods for or in connexion with their own business, and, for hire or reward goods between Nanyuki and Nairobi, Nanyuki and farms in the district, and Government transport between Nanyuki and the Northern Frontier District. Rates Sh 1 per ton mile</p> <p>(Note—Vehicle No T 6538 falls within the provisions of section 12 of the T.L.O., 1937)</p> <p>TLB 428—Zakayo Thambiwa wa Muru, Fort Hall
Vehicle No T 6040 (2½ tons) Carriage of goods for or in connexion with his own business as a shopkeeper, and, for hire or reward, native produce and native foodstuffs within a radius of 25 miles of Fort Hall. Rates 50 cents per ton mile for a distance of more than 5 miles</p> <p>TLB 542—Johnson Kea Njoro Vehicle No C 1326 (1½ tons) Carriage of goods for or in connexion with his own business as a shopkeeper and, for hire or reward, farm produce, etc., between Njoro-Elburgon, Njoro-Nakuru-Solai-El'dama Ravine-Nakuru. Rates 75 cents per ton mile</p> <p>TLB 996—Abdullah Rehemulla, Broderick Falls
Vehicle No F 1235 (1½ tons) Carriage of goods for or in connexion with his own business, and, for hire or reward,</p> | <p>native produce and merchandise within a radius of 20 miles of Broderick Falls Station. Rates 50 cents, single journey</p> <p>TLB 1186—E. A. Brown, Hatton Timber Co., Molo
Vehicle No C 2648 (3 tons) Carriage of goods for or in connexion with his own business as a farmer, and, for hire or reward, timber from the farm to Molo Station and from the Mill to Molo Station, within a radius of 20 miles of his farm. Rates 50 cents per ton mile</p> <p>TLB 1028—Kiblal Kamalshi Shah & Co., Embu
Vehicle No T 6748 (2½ tons) Carriage of goods for or in connexion with their own business, and, for hire or reward, general merchandise between Nairobi-Meru via Embu and via Fort Hall. Rates 65 cents per ton mile</p> <p>TLB 1281—Motibhai & Valarbhai, P.O. Embu
Vehicle No T 6918 (2½ tons) Carriage of goods for or in connexion with their own business, and, for hire or reward, country produce, native piece goods, etc., in the Northern Frontier District, and between Embu and Kibwezi, Embu and Sagana and Nairobi. Rates 60 cents per ton mile</p> <p>TLB 1077—Reliance Garage, Naivasha Vehicle No T 6905 Carriage of goods for or in connexion with the garage, and, for hire or reward, dairy produce within a radius of 20 miles of Naivasha,</p> |
|--|---|

APPLICATIONS AND DECISIONS—(Contd)

NOTICES OF APPLICATIONS RECEIVED FOR EXCLUSIVE ROAD SERVICE LICENCES

TLB 158/B—Kirparam & Son, Ltd, P O Box 72, Nairobi, apply for an exclusive licence for a period of five years in respect of vehicle No T 6364 This vehicle carries 9 passengers, mails and also small parcels to residents in Isiolo and Meru, small quantities of butter, fat, cream, for Nanyuki Creamery, and when space

available, sugar, posho, salt, wheat, flour, blankets, cloth, tinned provisions, potatoes, etc, and operates on a regular service three times a week between Nanyuki-Isiolo-Meru, and three times a week between Meru-Nanyuki Passenger rates per person, Sh 5, Goods, 50 cents per ton mile

NOTICES OF APPLICATIONS RECEIVED FOR "B" LICENCES

In all these cases the applicant has been asked to submit further details

TLB 758—W C Cottar, P O Box 1098, Nairobi Vehicles Nos T 6365, T 569, T 4524 For *safari* purposes

Northern Frontier District Rates 50 cents per ton mile

TLB 755—Boota Mohamreddin, P O Box 8, Kisumu Vehicles Nos E 1003 (2½ tons) and E 1163 (2½ tons) Carriage of goods for or in connexion with his own business, and, for hire or reward, sand, stone, firewood, maize, groundnuts and mining material within a radius of 100 miles of Kisumu, occasionally to Kisii and Lugari Rates 50 cents per ton mile

TLB 867—Musa Punja, Isiolo, N F D Vehicle No T 6673 Carriage of goods for or in connexion with his own business, and, for hire or reward, general goods, merchandise, agricultural products and building materials from Isiolo to all stations in Northern Frontier District including Lamu Occasionally to Meru and Nanyuki Rates 50 cents per ton mile

TLB 302—Narian Singh & Beliram, Kinjai via Meru Vehicle No T 6603 (2½ tons) Carriage of goods for or in connexion with their own business, and, for hire or reward, general merchandise, produce and supplies between Nairobi and the

TLB 1209—Lachhmandass Mehta, P O Box 1359, Nairobi Vehicle No T 4773 (2 tons) Carriage of goods for or in connexion with his own business, and, for hire or reward, fuel and charcoal between Nairobi and Thika District, Limuru District and Kiambu District Rates 50 cents per ton mile

NOTICES OF APPLICATIONS RECEIVED FOR "A" LICENCES

The applicant has been asked to submit further details

TLB 519—Harilal Vanmali, Riana, P O Kisii Vehicle No L 93 (3 tons) Carriage of native goods and produce in South and

Central Kavirondo Districts Rates 75 cents per ton mile

NOTICES OF APPLICATIONS RECEIVED FOR ROAD SERVICE LICENCES

The applicant has been asked to submit further details

TLB 1085—Ruplal Sukhdayal, Mumias, Kakamega Vehicle No T 6971 This vehicle carries 30 passengers and goods and operates between Mumias-Kakamega, Mumias-

Kisumu, Mumias-Eldoret, Mumias-Kitala and surrounding districts Rates Not quoted

GENERAL NOTICE NO 1338

PROFESSIONAL RECRUITERS' PERMITS ISSUED DURING THE MONTH OF AUGUST, 1938

No	Name	Date of Receipt	Date of Commencement	Date of Expiry
16	Messrs Maula Dad and Rose	28-7-38	1-8-38	31-12-38
17	C B Mistry	29-7-38	"	"
18	Jawala Ram Mehr Chand	2-8-38	"	"
24	Pandit Dwarka Nath	4-8-38	"	"
35	R Bridgeman	15-8-38	"	"
63	Daulat Ram	19-9-38	1-5-38	"

Nairobi,
20th September, 1938

P de V ALLEN,
Principal Labour Officer

GENERAL NOTICE No 1295

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 Karara, Ltd, of Hoey's Bridge have filed an application, which has been registered by the Water Board for a Water Sanction, to divert from the Nzoia River at a point on L R No 1803, 5,300 gallons per day for use in Passion Fruit Factory and minor irrigation on L R No 1803

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, and at the office of the Trans Nzoia District Council, Kitale

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

T PETRIE,

*Applicant or Lawfully Authorized Agent,
Karara, Ltd,
Hoey's Bridge*

GENERAL NOTICE No 1339

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

IN BANKRUPTCY

CAUSE No 32 OF 1934

Re DAVID JACOBUS ERASMUS, DEBTOR

Summary Case

To all whom it may concern

TAKE NOTICE that David Jacobus Erasmus, the above-named debtor, has made an application to this Court for his discharge and that the Court has fixed Friday the 28th day of October, 1938, at 10 30 a m in Court for hearing of the said application

Dated at Nairobi this 22nd day of September, 1938

EDWARD J O'FARRELL,

*Registrar,
Supreme Court of Kenya*

GENERAL NOTICE No 1340

THE BANKRUPTCY ORDINANCE

NOTICE OF INTENDED DIVIDEND

Debtor's name—Robert Christian Yates

Address—Nairobi

Description—Employed by the Municipality of Nairobi

Court—H M Supreme Court, Nairobi

Number of matter—15 of 1937

Last day for receiving proofs—14th October, 1938

Name of trustee—Official Receiver

Address—P O Box 231, Nairobi

Nairobi,

19th September, 1938

L R FISHER,

for Official Receiver

GENERAL NOTICE No 1341

THE BANKRUPTCY ORDINANCE

INTERIM RECEIVING ORDER

Debtor's name—S F Pereira, trading as "Phillip and Company"

Address—Salim Road, Mombasa

Description—Shopkeeper

Date of filing petition—17th September, 1938

Court—H M Supreme Court, Mombasa

Number of matter—3 of 1938

Date of order—17th September, 1938

Whether debtor's or creditors' petition—Creditors'

Mombasa,

22nd September, 1938

J O'B KELLY,

Deputy Official Receiver

GENERAL NOTICE No 1342

THE BANKRUPTCY ORDINANCE

FIRST MEETING OF CREDITORS AND PUBLIC EXAMINATION

Debtor's name—Shah Devchand Mulji

Address—River Road, Nairobi

Description—Merchant

Court—Supreme Court, Nairobi

Number of matter—19 of 1938

Date of first meeting of creditors—12th October, 1938

Hour—2 15 p m

Place—Committee Room No 54, Law Courts, Nairobi

Date of public examination—14th October, 1938

Hour—10 30 a m

Place—Law Courts, Nairobi

Date of order for summary administration—15th September, 1938

Nairobi,

22nd September, 1938

W B CUMMING,

Official Receiver

GENERAL NOTICE No 1343

THE BANKRUPTCY ORDINANCE

ADJUDICATION

Debtor's name—Jagjiwan Khushalbai

Address—Reata Road, Nairobi

Description—Tailor

Court—H M Supreme Court, Nairobi

Number of matter—21 of 1938

Date of order—21st September, 1938

Date of petition—20th August, 1938

Nairobi,

22nd September, 1938

W B CUMMING,

Official Receiver

GENERAL NOTICE No 1344

PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE No 67 OF 1938

IN THE MATTER OF FRANK WATKINS, DECEASED

To all whom it may concern

TAKE NOTICE that on or after the 11th day of October, 1938, I intend to apply to H M Supreme Court of Kenya at Nairobi for letters of administration, with will annexed, to the estate of the above-named Frank Watkins who died at Gilgil on the 15th day of September, 1938

Nairobi,
23rd September, 1938

W B CUMMING,
Public Trustee

GENERAL NOTICE No 1345

PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE No 67 OF 1938

IN THE MATTER OF FRANK WATKINS, DECEASED

To all whom it may concern

TAKE NOTICE that all persons having any claims against the estate of the above-named Frank Watkins who died at Gilgil on the 15th day of September, 1938, are required to prove such claims before me the undersigned on or before the 27th day of November, 1938, after which date the claims so proved will be paid, and the estate distributed according to law

Nairobi,
23rd September, 1938

W B CUMMING,
Public Trustee

GENERAL NOTICE No 1346

PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE No 68 OF 1938

IN THE MATTER OF HENRY JOHN BEVIS, DECEASED

To all whom it may concern

TAKE NOTICE that all persons having any claims against the estate of the above-named Henry John Bevis, deceased, who died at Nairobi in the Colony of Kenya on the 6th day of September, 1938, are required to prove such claims before me the undersigned on or before the 28th day of November, 1938, after which date the claims so proved will be paid, and the estate distributed according to law

Nairobi,
23rd September, 1938

W B CUMMING,
Public Trustee

GENERAL NOTICE No 1347

PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE No 69 OF 1938

IN THE MATTER OF MOHAMED SULTAN, DECEASED

To all whom it may concern

TAKE NOTICE that all persons having any claims against the estate of the above-named Mohamed Sultan who died at Nakuru on the 30th day of August, 1938, are required to prove such claims before me the undersigned on or before the 27th day of November, 1938, after which date the claims so proved will be paid, and the estate distributed according to law

Nairobi,
23rd September, 1938

W B CUMMING,
Public Trustee.

GENERAL NOTICE No 1348

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

PROBATE AND ADMINISTRATION

CAUSE No 97 OF 1938

NOTICE OF APPLICATION FOR LETTERS OF ADMINISTRATION
INTESTATE OF THE ESTATE OF MOHAMEDALLI
ESSAJEE OF NAIROBI, KENYA COLONY, DECEASED

TAKE NOTICE that application having been made in this Court by Fazal Abas of Nairobi, Kenya Colony, for letters of administration intestate of the estate of Mohamedalli Essajee late of Nairobi, aforesaid, who died at Nairobi on the 5th day of August, 1938, this Court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered on or before the 11th day of October, 1938

Dated at Nairobi this 21st day of September, 1938

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

GENERAL NOTICE No 1349

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

PROBATE AND ADMINISTRATION

CAUSE No 98 OF 1938

NOTICE OF APPLICATION FOR PROBATE OF THE WILL OF
RICHARD LUKE HANSARD, LATE OF NJORO, DECEASED

TAKE NOTICE that application having been made in this Court by Dacre Ashe Shaw of Nairobi for probate of the will of Richard Luke Hansard late of Njoro, Kenya Colony, who died at London, England, on the 12th day of May, 1938, this Court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered on or before the 11th day of October, 1938

Nairobi,
21st September, 1938

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

Note—The will above-named is now deposited and open to inspection at the Court

GENERAL NOTICE No 1350

IN THE MATTER OF THE COMPANIES
ORDINANCE, 1933

AND

THE COAST GUARDIAN, LIMITED
(*In Receivership*)

NOTICE is hereby given that, pursuant to section 234 of the Companies Ordinance, 1933, a meeting of the creditors of the Coast Guardian, Limited, will be held at the office of Messrs Waljee Hirjee & Sons, Commercial Street, Mombasa, on Friday the 30th day of September, 1938, at 3 o'clock in the afternoon for the purposes provided for in the said section

Dated this 20th day of September, 1938

By Order of the Board

Office of Waljee Hirjee & Sons,
Commercial Street, Mombasa

ABDULLA RAHIMTULLA,
E B FIGUEIREDO,
Directors

GENERAL NOTICE No 1351

IN THE MATTER OF KENYA THEATRES, LTD
(*In Liquidation*)

AND

IN THE MATTER OF THE COMPANIES
ORDINANCE

NOTICE is hereby given that the creditors of the above-named Company, which is being wound up voluntarily, are required on or before the 31st day of October, 1938, to send their names and addresses and the particulars of their debts or claims to the undersigned, and, if so required by notice in writing from the undersigned, are to prove their said debts or claims within such time as shall be specified in such notice, or in default thereof they will be excluded from the benefit of any distribution made before such debts are proved

Dated this 21st day of September, 1938

M H COWIE,
Liquidator

GENERAL NOTICE No 1352

THE FRAUDULENT TRANSFER OF
BUSINESSES ORDINANCE, 1930

PURSUANT to the provisions of the above-mentioned Ordinance notice is hereby given that the business of a green-grocer heretofore carried on by K P Trivedi at River Road, Nairobi, has been sold and transferred to J P Dave of Nairobi as set out in the particulars hereunder —

Name and address of transferor — K P Trivedi,
River Road, Nairobi

Name and address of transferee — J P Dave, River
Road, Nairobi

The transferee is taking over the said business and intends to carry on the same in his own name, i.e. J P Dave, at the premises where the same has formerly been carried on by the transferor

The transferee does not intend to assume any of the liabilities incurred in the said business by the transferor up to and including the 31st day of August, 1938

All debts due and owing by the transferor will be received and paid by him and he will not be liable for any debts, contracts or liabilities incurred made or entered into by the transferee or any other person whatsoever in connexion with the said business, after 31st August, 1938

Nairobi, dated this 17th day of September, 1938

p p Krishnaram Purshottam Trivedi,

J K TRIVEDI,
Transferor

J P DAVE,
Transferee

Witness —

D N Rawal,
Law Clerk,
Nairobi

THE COLONIAL EMPIRE AND ITS CIVIL SERVICE

By CHARLES JEFFERIES, C M G, O B E, *Assistant Secretary in the Colonial Office*

With a Foreword by

THE RT HON LORD HARLECH, *Secretary of State for the Colonies, 1936–1938*

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