



THE OFFICIAL GAZETTE OF THE COLONY AND PROTECTORATE OF KENYA

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* Government Notice No. 953 was published on 28-11-41 in an Extraordinary Gazette, and is re-printed now for inclusion in the Volume of Proclamations, Rules and Regulations, 1941.

Colony and Protectorate of Kenya

GOVERNMENT NOTICE No. 954

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

R. P. ARMITAGE,
Acting Clerk to the Legislative Council.

A Bill to Amend the Resident Labourers Ordinance, 1937

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

Short title.
No. 30 of 1937.

1. This Ordinance may be cited as the Resident Labourers (Amendment) Ordinance, 1941, and shall be read as one with the Resident Labourers Ordinance, 1937, hereinafter referred to as the Principal Ordinance.

Repeal and replacement of section 7 of the Principal Ordinance.

When natives or Somalis may not reside or remain on farms.

2. Section 7 of the Principal Ordinance is hereby repealed and the following section is substituted therefor:—

“7. No occupier shall allow any native or Somali—

(a) to reside or remain on a farm or Railway land in contravention of the provisions of this Ordinance; or

(b) to cultivate on such occupier's farm, for the use or benefit of such native or Somali or of the members of such native's or Somali's family, any area of land exceeding two acres in extent unless such native or Somali is residing on such farm under a contract entered into with such occupier under the provisions of section 5 of this Ordinance.”

Amendment of section 16 of the Principal Ordinance.

3. Section 16 of the Principal Ordinance is hereby amended—

(a) by inserting therein, between sub-section (1) and sub-section (2) thereof, the following new sub-section:—

“(1A) Offences against the provisions of the preceding sub-section shall be cognizable to the police.”;

(b) by deleting therefrom paragraph (b) of sub-section (3) thereof and substituting therefor the following paragraph:—

“(b) who keeps on a farm or Railway land any stock in excess of the number which, or any stock of a kind different from which, he is lawfully entitled to keep under the provisions of this Ordinance or of any order made under section 21 of this Ordinance, or of any contract made or any written consent given thereunder;”;

(c) by deleting the words, figures and brackets “sub-sections (2) and (3)” which appear in the first line of sub-section (4) thereof and substituting therefor the word, figure and brackets “sub-section (2)”; and

(d) by substituting the figure “4” for the figure “5” which appears in the sixth line of sub-section (4) thereof.

4. Section 21 of the Principal Ordinance is hereby amended—

Amendment of
section 21 of
the Principal
Ordinance.

5 (i) by deleting therefrom paragraphs (a) and (b) of sub-section (1) thereof and substituting therefor the following:—

10 “(a) prohibit the employment of resident labourers on any farm or group of farms, or limit the number of resident labourers that may be employed on any farm or group of farms, or prescribe the conditions subject to which resident labourers may be employed on any farm or group of farms;

15 (b) prohibit the keeping of stock by resident labourers, natives or Somalis, on any farm or group of farms, either generally or in respect of any specified kind of stock, or limit the number of any specified kind of stock which may be kept on any farm or group of farms by resident labourers, natives or Somalis, or prescribe the conditions subject to which any specified kind of stock may be kept by resident labourers, natives or Somalis on any farm or group of farms;

25 In making any order under this paragraph the local authority may prescribe that the prohibition on the keeping of any specified kind of stock, or the limitation on the number of any specified kind of stock that may be kept, shall be made effective either on or before such date, or within such period or periods, as may be specified in such order.”

30 (ii) by inserting therein immediately after sub-section (1) thereof the following new sub-section:—

35 “(1A) For the purpose of the better carrying out of the provisions of this section the local authority may, in addition to the powers conferred upon it by sub-section (1) of this section, prescribe in any order—

40 (a) that no native or Somali shall be attested as a resident labourer, or that no resident labourer shall continue to reside on any farm, except in accordance with the terms of a permit (hereinafter referred to as a ‘permit’) issued to the occupier by the local authority;

45 (b) the period during which a permit shall be valid, and that the local authority shall be empowered to cancel any such permit, upon giving not less than six months’ notice to the holder thereof;

(c) the manner in which an application for a permit shall be made;

(d) the form of permit to be granted;

50 (e) the fee to be paid by the applicant for a permit or for any duplicate of a permit;

(f) the records to be kept by attestation officers;

(g) the manner in which the attestation of natives or Somalis as resident labourers shall be carried out.”

Repeal and replacement of section 21 (3) of the Principal Ordinance.

5. Sub-section (3) of section 21 of the Principal Ordinance is hereby repealed and the following sub-section is substituted therefor:—

“(3) When such an order has been made it shall be the duty of the occupier of a farm to which such order applies, within one month after the date of the publication of the order in the Gazette in accordance with the provisions of sub-section (7) of section 22 of this Ordinance, to take such steps, either by varying, or by giving three months’ notice of termination of, such contracts as may be necessary to make the said order effective, and failure to do so shall be an offence against the provisions of this Ordinance.” 5 10

Amendment of section 22 (8) of the Principal Ordinance.

6. Sub-section (8) of section 22 of the Principal Ordinance is hereby amended by deleting therefrom the word “Departmental” which appears in the second line of paragraph (a) and in the second line of paragraph (b) thereof. 15

Amendment of section 27 (1) of the Principal Ordinance.

7. Sub-section (1) of section 27 of the Principal Ordinance is hereby amended by deleting therefrom the commas and words “, if the resident labourer consents,” which appear in the second and third lines of sub-paragraph (ii) of paragraph (c) thereof. 20

Amendment of section 34 of the Principal Ordinance.

8. Section 34 of the Principal Ordinance is hereby amended by inserting therein the word “Native” between the word “Resident” and the word “Labourers” which appear in the fifth line thereof. 25

OBJECTS AND REASONS

The object of this Bill is as follows:—

Clause 2.—At the request of the local authorities concerned, it has been decided that any native or Somali who is employed on any farm, and who by virtue of that employment is entitled to cultivate an area of land in excess of two acres, shall be required to be attested as a resident labourer.

Clause 3, paragraph (a).—Local authorities have urged that unauthorized grazing on farms by natives can only be effectively dealt with if the police have powers to arrest offenders without a warrant. If the ordinary process of law is used, which involves the issue of a summons, the offender, by the time the summons reaches him, has usually disappeared together with his stock. It is proposed therefore that, in the case of unauthorized grazing, the offence will be made cognizable to the police. This will empower police officers to arrest such offenders without a warrant.

Clause 3, paragraph (b).—It was the intention of the Legislature that section 16 of the Principal Ordinance, in relation to the offence of keeping unauthorized stock, should apply to the resident labourers, but the courts have held that, as drafted, the section fails to do so. The object of this amendment is to make it clear that any native or Somali, whether he has been attested as a resident labourer or not, will be guilty of an offence if he keeps stock which have been prohibited by order of the local authority, or which he is not entitled to keep under the terms of any contract made with the occupier,

Clause 3, paragraph (c) is a consequential amendment to make it clear that the order of a local authority under section 21 of the Principal Ordinance will be binding on a resident labourer even though he attested under the 1925 Ordinance.

Clause 3, paragraph (d).—This corrects a typographical error in the Principal Ordinance.

Clause 4.—It was the intention of the Legislature in enacting the Principal Ordinance and in providing for local authorities to make orders prohibiting or restricting the number of stock to be kept by servants on farms, that the power to prohibit the keeping of stock should apply to resident labourers as well as to natives and Somalis who are not resident labourers. As the Principal Ordinance is drafted, however, the authority has power to prohibit the keeping of stock by natives or Somalis, but only to limit the numbers where the native or Somali concerned is a resident labourer. The object of the amendment contained in paragraph 1 of this clause is to rectify the position.

At the request of various local authorities it is proposed to amplify the terms of this section in regard to what may be prescribed by the local authority in an order made under that section. The amendment specifically provides for the introduction of a permit system in regard to resident labourers.

Clause 5 is a consequential amendment. It reproduces the provisions of the existing sub-section, but extends those provisions to require the occupier to vary a contract, instead of necessarily determining the contract, in consequence of an order issued by a local authority.

Clauses 6 and 8.—These correct typographical errors in the Principal Ordinance.

Clause 7.—Under the law as it stands an occupier is required to provide his resident labourers with medical assistance and may only send a labourer to hospital if the labourer consents. A farm may be some distance from the nearest medical practitioner, and a perverse native may, by refusing to go to hospital, involve the occupier in considerable expense in obtaining the requisite medical assistance. It is proposed therefore that the liability of an occupier shall be limited to providing either medical assistance or sending the labourer to the nearest hospital, whether he consents or not.

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

GOVERNMENT NOTICE No. 955

The following Bill is published for introduction into the Legislative Council.

W. HARRAGIN,
Attorney General.

A Bill to Amend the Native Hut and Poll Tax Ordinance, 1934

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

Short title and commencement.

No. 40 of 1934.

1. This Ordinance may be cited as the Native Hut and Poll Tax (Amendment) Ordinance, 1941, and shall be read as one with the Native Hut and Poll Tax Ordinance, 1934, hereinafter referred to as the Principal Ordinance, and shall come into force on the 1st day of January, 1942. 5

Poll tax in lieu of hut tax.

2. Notwithstanding the provisions of the Principal Ordinance, the Governor may, by proclamation, declare that for any specified year there shall be payable by such adult male natives as may be specified, and who would under the provisions of the Principal Ordinance be liable to pay hut tax, 10 a poll tax in lieu of such hut tax. For the purposes of this section "specified" means specified in such proclamation.

Interpretation.

3. During the continuance in force of such proclamation the Principal Ordinance shall, in relation to such specified natives, be read as if— 15

(a) the definition of "hut" and the definition of "poll tax" contained in section 2 thereof were deleted therefrom;

(b) the words "hut tax and" which appear in the second line of section 3 thereof were deleted therefrom; 20

(c) the following section were substituted for section 4 thereof:—

"4. Every adult male native shall pay a tax, in this Ordinance referred to as 'poll tax', for each year at the rates prescribed under section 3 of this Ordinance."; 25

(d) section 5 thereof were deleted therefrom;

(e) the words "hut tax or" which appear in the first line of section 6 thereof were deleted therefrom;

(f) the words "hut or" which appear in the thirteenth line of section 6 thereof were deleted therefrom; 30

(g) the second proviso to section 6 thereof were deleted therefrom;

(h) the words "the payment of hut tax on one hut for life or from the", which appear in the thirteenth line of section 10 thereof, were deleted therefrom; 35

(i) the following section were substituted for section 12 thereof:—

"12. (1) Every district commissioner shall maintain a complete roll of taxpayers in his district.

(2) Every tax roll shall contain the name of every native in the district who is liable to pay poll tax under the provisions of this Ordinance and the name of the father of such native.”;

5 (j) the following section were substituted for section 16 thereof:—

10 “16. Any tax-counter who shall intentionally omit from the tax roll the name of any person whose name should be included in such roll shall be liable on conviction to a fine not exceeding thirty pounds or to imprisonment for a period not exceeding six months or to both such fine and such imprisonment.”; and

(k) the words “tax-counters” and “tax-counter” were substituted for the words “hut-counters” and “hut-counter” respectively wherever they appear therein.

OBJECTS AND REASONS

The object of this Bill is to enable the Governor, by proclamation, to order in any year the payment of a poll tax instead of the hut tax payable under the present law.

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

GOVERNMENT NOTICE No. 956

PROMOTION

JOHN LIONEL CARTER to be Assistant Superintendent of Police with effect from 1st January, 1940.

PRELIMINARY ORAL SWAHILI EXAMINATION PASS

Miss M. E. Upstill, Education Department.

G. M. RENNIE,
Chief Secretary.

KENYA AND UGANDA RAILWAYS AND HARBOURS

WILLIAM GEORGE BEVERIDGE returned from leave and assumed the duties of Office Assistant to Port Manager, with effect from 11th November, 1941.

BERNARD MANSFIELD MASTERS, Acting Office Assistant to Port Manager, reverted to his substantive rank of Senior Clerk with effect from 11th November, 1941.

GOVERNMENT NOTICE No. 957

APPOINTMENT

IN EXERCISE of the power conferred upon him by section 6 of the Courts Ordinance, 1931, His Excellency the Governor has been pleased to appoint the under-mentioned to be a Labour Officer—

KENNETH MARTIN COWLEY

and to be a Magistrate to hold a Subordinate Court of the Third Class in the Colony in respect only in matters arising out of the Employment of Servants Ordinance (Ordinance No. II of 1938), the Resident Native Labourers Ordinance, 1937, and the Native Registration Ordinance (Chapter 127 of the Revised Edition), and any amendments to the said Ordinances, and to exercise in respect of the said Ordinances all the powers of a Magistrate of the Third Class, save only that he shall not have the power to try offences against any of the provisions of the said Ordinances with effect from the 17th November, 1941.

By Order of His Excellency the Governor.

Nairobi, G. M. RENNIE,
This 24th day of November, 1941. *Chief Secretary.*

GOVERNMENT NOTICE No. 958

THE CENTRAL ROADS AND TRAFFIC BOARD ORDINANCE, 1929

IN EXERCISE of the powers conferred upon him by section 2 of the Central Roads and Traffic Board Ordinance, 1929, His Excellency the Governor has been pleased to appoint—

COL. THE HON. J. G. KIRKWOOD, C.M.G., D.S.O., to be a member of the Central Roads and Traffic Board vice Col. S. Ghersie who has resigned on account of pressure of military duties.

By Command of His Excellency the Governor.

Nairobi,

G. M. RENNIE,

This 25th day of November, 1941. *Chief Secretary.*

PROCLAMATION No. 95

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

AND

THE INTERPRETATION AND GENERAL CLAUSES ORDINANCE

(Chapter 1 of the Revised Edition, section 13)

GOVERNMENT NOTICE No. 231 OF 1919

PROCLAMATION

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

BOVINE PLEURO-PNEUMONIA.

L.R. No. 6943 and an area of unalienated Crown land Sosian, Major W. G. Edwards, P.O. Rumuruti, Laikipia District.

RINDERPEST.

L.R. No. 347, C. J. F. Irvine, Esq., Lukenia, P.O. Athi River, Machakos District.

Given under my hand at Kabete this 26th day of November, 1941.

R. DAUBNEY,
Director of Veterinary Services.

PROCLAMATION No. 96

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 26th day of November, 1941.

R. DAUBNEY,

Director of Veterinary Services.

SCHEDULE

L.R. or other description.—L.R. Nos. 2489/1 and 2487.

Owner.—Messrs. J. C. Rushbrooke and J. F. Fitzpatrick, Thomson's Falls.

District.—Laikipia.

Date of commencement of quarantine.—17-11-41.

GOVERNMENT NOTICE No. 959

THE COMPULSORY SERVICE ORDINANCE, 1939
NOTICE

IN EXERCISE of the powers conferred upon him by section 8 of the Compulsory Service Ordinance, 1939, and all other powers thereunto enabling him, His Excellency the Governor has been pleased to amend Government Notice No. 791 of the 30th day of September, 1939, by deleting therefrom the name of Captain the Honourable Sir Ali bin Salim, K.B.E., C.M.G. (Chairman) and by substituting therefor the name of—

The Honourable Sheriff Abdalla Salim (Chairman)

By Command of His Excellency the Governor.

Nairobi,

This 26th day of November, 1941.

G. M. RENNIE,

Chief Secretary.

GOVERNMENT NOTICE No. 960

NOTICE

IT IS notified for general information that the constitution of the Songhor Production Sub-Committee as published under Government Notice No. 128 of the 11th February, 1941, has been altered to read as follows:—

Muhoroni/Songhor—

Mr. G. M. Martin (Convenor),

Mr. G. Wilson (Member),

Mr. W. Perry (Member).

Nairobi,

25th November, 1941.

D. L. BLUNT,

Director of Agriculture.

GOVERNMENT NOTICE No. 961

THE KENYA DEFENCE FORCE ORDINANCE,
1937

APPOINTMENT OF MAN POWER COMMITTEE

IN EXERCISE of the powers conferred upon him by section 22B of the Kenya Defence Force Ordinance, 1937, and all other powers thereunto enabling him, His Excellency the Governor has been pleased to amend the Schedule to Government Notice No. 1033 of the 16th day of December, 1939—

(a) by deleting from the personnel of the Nairobi Rural Area Man Power Committee the name of "E. M. Gare, Esq."; and

(b) by adding to the personnel of the Nairobi Rural Area Man Power Committee the following names:—

"H. T. Wells, Esq.,
Major C. M. Taylor."

By Command of His Excellency the Governor.

Nairobi,

This 24th day of November, 1941.

G. M. RENNIE,

Chief Secretary.

GOVERNMENT NOTICE No. 962

THE TRADING WITH THE ENEMY ORDINANCE,
1929

ORDER

CUSTODIAN OF ENEMY PROPERTY

IN EXERCISE of the powers conferred upon him by section 9 of the Trading with the Enemy Ordinance, 1939, and all other powers thereunto lawfully enabling him, His Excellency the Governor has been pleased to order as follows:—

1. That the right, title and interest of Sigurd Andersen in and to the mortgage over the property set out in the Schedule hereto is hereby vested in the Custodian of Enemy Property.

2. That power is hereby conferred upon the Custodian of Enemy Property to discharge the said mortgage and to reconvey the said property to the mortgagor upon payment of the principal moneys and interest due thereunder.

This Order shall be deemed to have come into force on the 2nd day of May, 1940.

By Command of His Excellency the Governor.

Nairobi,

This 25th day of November, 1941.

G. M. RENNIE,

Chief Secretary.

SCHEDULE

Title No.—L.R. 4418.

Original No.—26/3/1.

Re-Sub-division No. 1 of Sub-division No. 3 of

Portion No. 112 of Meridional District ^{South A. 37.}
G. 11 b.

Area.—2.66 acres or thereabouts.

District.—North of Nairobi Township.

Tenure.—Freehold.

GOVERNMENT NOTICE No. 963

THE TRADING WITH THE ENEMY ORDINANCE,
1939

ORDER

CUSTODIAN OF ENEMY PROPERTY

IN EXERCISE of the powers conferred upon him by section 9 of the Trading with the Enemy Ordinance, 1939, and all other powers thereunto lawfully enabling him, His Excellency the Governor has been pleased to order as follows:—

1. The vesting in and realizing by the Custodian of Enemy Property of all the movable assets comprising furniture, stock-in-trade, book and other debts, etc., situate in the Colony and Protectorate of Kenya of the firm of Societa Coloniale Italiana, Mombasa.

2. The liquidation by the Custodian of Enemy Property of the business carried on in the Colony and Protectorate of Kenya by the said Societa.

3. The recovery by legal action of any debts due in the Colony and Protectorate of Kenya to the said Societa.

4. The continuance of any legal action whether commenced by or against the said Societa prior to the 10th day of June, 1940, and the substitution of the Custodian of Enemy Property in such legal action as plaintiff or defendant as the case may be.

This Order shall be deemed to have come into force on the 10th day of June, 1940.

By Command of His Excellency the Governor.

Nairobi,

This 28th day of November, 1941.

G. M. RENNIE,
Chief Secretary.

GOVERNMENT NOTICE No. 964

THE NATIVE LANDS TRUST ORDINANCE
(No. 28 of 1938)

NOTICE

WHEREAS I consider it desirable under section 22 of the Native Lands Trust Ordinance, 1938, to set apart that portion of land generally known as Kerugoya, comprising approximately 140 acres or thereabouts in the Embu District within the Kikuyu Native Land Unit, the boundaries of which are specified in the Schedule hereto, and whereas this setting apart has been duly approved by the proper authority in accordance with the provisions of the Native Lands Trust Ordinance, 1938, I do hereby in accordance with the provisions of sub-section (1) of section 16 of the aforesaid Ordinance notify that the aforesaid portion of land has been set apart for the purposes of a Government Station, Hospital and Trade Centre.

Signed at Nyeri this 20th day of November, 1941.

C. TOMKINSON,
*Provincial Commissioner,
Central Province.*

SCHEDULE

An area of approximately one hundred and forty acres situated at Kerugoya in the Embu District and shown in the plan filed in the District Commissioner's Office, Embu.

GOVERNMENT NOTICE No. 965

COMMITTEE ON NATIVE LABOUR

HIS EXCELLENCY the Governor has been pleased to appoint a Committee for the purpose of advising him whether in present circumstances any measure of legal compulsion is necessary or desirable in order to ensure the supply of labour for the maintenance of production and essential services, and if so, in what form and subject to what conditions it should be introduced.

2. The following members have been appointed:—

Chairman—

The Hon. W. Harragin, C.M.G., K.C., Director of Man Power.

Members—

Hon. A. E. Hamp, C.B.E.,
The Labour Commissioner,
The Hon. H. R. Montgomery, C.M.G.,
The Hon. A. C. Bouwer,
The Rev. Archdeacon W. E. Owen,
Major C. M. Taylor,
Mr. W. H. Billington,

Secretary—

Mr. E. M. Hyde-Clarke.

Nairobi,

29th November, 1941.

G. M. RENNIE,
Chief Secretary.

GENERAL NOTICE No. 2034

NOTICE is hereby given that the following Sessions of His Majesty's Supreme Court of Kenya will be held or are in progress, with date of commencement in each case, at the places set out hereunder:—

SUPREME COURT SESSIONS AT ELDORET, 1-12-41

Cr. C. No. 154/41 Rex vs. Kimuigat arap Chebotip.
Cr. C. No. 155/41 Rex vs. Chebiego arap Cheboi.
Cr. C. No. 174/41 Rex vs. Chemunei arap Kibutit.
Cr. C. No. 195/41 Rex vs. Kibor arap Biator.
Cr. C. No. 197/41 Rex vs. Sawe arap Choge.
Civil Appeal No. 15/41 John Hinton Bailey vs. Major John Bathurst (2) John Archibald Angus (3) Digby Green.

SUPREME COURT SESSIONS AT KITALE, 8-12-41

Cr. C. No. 113/41 Rex vs. Kemoi s/o Katateya.
Cr. C. No. 182/41 Rex vs. (1) Ptiros s/o Lotinyang
(2) Kisur s/o Lotinyang.
Cr. C. No. 185/41 Rex vs. (1) Ptiros s/o Lotinyang
(2) Kisur s/o Lotinyang.
Cr. C. No. 194/41 Rex vs. Kiptenai arap Tono.

SUPREME COURT SESSIONS AT KISUMU, 10-12-41

Cr. C. No. 159/41 Rex vs. Rujere s/o Odawa.
Cr. C. No. 165/41 Rex vs. Omayi s/o Nambatu.
Cr. C. No. 176/41 Rex vs. Nyabwere s/o Nyambeke.
Cr. C. No. 189/41 Rex vs. Akumu s/o Nyawara.
Cr. C. No. 200/41 Rex vs. Otembe A. Kotir and another.
C. C. No. 12/41 Onslows, Ltd., vs. Jiwan Singh.
C. C. No. 13/41 Malan Devi Seth vs. Bakhtawar Singh.
D. C. No. 1/41 Corry Frederick Ferguson vs. Medora May Ferguson and another.

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

GENERAL NOTICE No. 2192

NOTICE

SUPREME COURT VACATION—MOMBASA

THE vacation will commence on Saturday the 20th day of December, 1941, and will terminate on Saturday the 31st January, 1942.

During the vacation the Supreme Court at Mombasa will sit for the transaction of business of an urgent nature only.

During the vacation the Resident Magistrate at Mombasa will only hear Police Cases and Civil Cases of urgent nature or those in which advocates are not engaged.

Mombasa,

25th November, 1941.

J. O'B. KELLY,

*District Registrar,
Supreme Court of Kenya.*

Note.—During the vacation Courts will be open to the public from 7.30 a.m. to 12 noon on all week days except on such days as are advertised as Government holidays.

GENERAL NOTICE No. 2193

NOTICE

MONEY LENDERS COURT

THE next sitting of the Money Lenders Court will take place on Thursday, 18th December, 1941, at 10 a.m. at the District Commissioner's Office, Mombasa, to consider applications for Money Lenders Licences for 1942.

2. Applications should reach the District Commissioner's Office by 11th December, 1941.

3. In this connexion attention is drawn to section 3 (a) of the Money Lenders Rules, 1933.

Mombasa,

25th November, 1941.

D. L. MORGAN,

District Commissioner.

GENERAL NOTICE No. 2194

NAIROBI DISTRICT COUNCIL

NOTICE

NOTICE is hereby given that the Nairobi District Council, while causing as little inconvenience to the public as possible, hereby delegates the powers given it under section 60 (2) of the Local Government (District Councils) (Amendment) Ordinance, 1937, to various of its members and its staff in connexion with specified roads for the purpose of closing and opening same to lorries, animal-drawn vehicles and stock. A list of the roads and the names of persons to whom such powers have been delegated is given below:—

Chapore and Tigoni: J. W. D. Pedley, Esq.

"B" Route, lower end: J. W. D. Pedley, Esq.

Dagoretti and Kikuyu: A. J. Millar, Esq.

Nairobi,

25th November, 1941.

R. C. McKINLAY,

Superintendent of Works/Clerk.

GENERAL NOTICE No. 2195

CUSTOMS DEPARTMENT OF KENYA AND UGANDA

NOTICE

NOTICE is hereby given that the undermentioned goods will be sold by public auction at the Custom House, Lamu, on Monday the 5th January, 1942:—

CONFISCATED GOODS LYING AT THE CUSTOM HOUSE, LAMU, DUE FOR DISPOSAL UNDER SECTION 197 OF THE CUSTOMS MANAGEMENT ORDINANCE, 1926

Description of Goods—

Dhow Royal Oak L. 30.

Custom House, Mombasa,

27th November, 1941.

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

GENERAL NOTICE No. 2111

NOTICE

IN VIEW of the close of the financial year on the 31st December, 1941, it is requested that all merchants and others having any claims against the Government of the Colony and Protectorate of Kenya will render them to the department concerned before the 22nd December, 1941, and will present all payment vouchers to the nearest District Treasury for payment before the 31st December, 1941.

The Treasury, Nairobi.

P. C. M. WATSON,
Accountant General.

GENERAL NOTICE No. 2196

THE BANKRUPTCY ORDINANCE

NOTICE OF DIVIDEND

Debtor's name.—Lewis Hoarau.

Address.—Fairview Road, Nairobi.

Description.—Mechanic.

Court.—H.M. Supreme Court, Nairobi.

Number of matter.—25 of 1938.

Amount per £.—Sh. 15/15.

First or final or otherwise.—Second and final.

When payable.—10th December, 1941.

Where payable.—Official Receiver's Office, Nairobi.

Nairobi,

26th November, 1941.

H. V. ANDERSON,
Deputy Official Receiver.

GENERAL NOTICE No. 2197

THE BANKRUPTCY ORDINANCE

RECEIVING ORDER

Debtor's name.—Adam Allarakia.

Address.—Ndia Kuu, Mombasa.

Description.—Carpenter.

Date of filing petition.—20th November, 1941.

Court.—H.M. Supreme Court, Mombasa.

Number of matter.—3 of 1941.

Date of order.—20th November, 1941.

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

Mombasa,

21st November, 1941.

J. O'B. KELLY,
Deputy Official Receiver.

GENERAL NOTICE No. 2198

THE CROWN LANDS ORDINANCE

(Chapter 140 of the Revised Edition)

ELDORET TOWNSHIP 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 Monday the 5th January, 1942, commencing at 10 a.m.

Plans of the plots may be seen at the office of the Department of Lands and Settlement, Government Road, Nairobi, and at the office of the District Commissioner, Eldoret, or may be had on application to the Department of Lands and Settlement, P.O. 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 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 and Grant

1. The usual conditions of auction in respect of Government plots will apply.

2. Grants will be made under the Crown Lands Ordinance and title will be issued under the Registration of Titles Ordinance. The term of the grants will be 25 years from the 1st day of February, 1942, subject to extension to 99 years if at any time during the term of the grant a main building of approved design constructed of stone, burnt brick or concrete on proper foundations be erected on the plot.

3. The plots shall be used for residential purposes and no buildings erected thereon shall at any time during the term of the grant be used for any other purpose than a dwelling-house or an appurtenance thereof.

4. 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.

5. 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.

6. 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.

7. 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.

8. 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.

9. 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.

10. The grantee may at any time during the currency of the grant redeem up to three-quarters of the rent of the plot as shown in the Schedule on the basis of twenty years' purchase.

11. 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.

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

13. Grantees will be required to pay municipal rates upon the whole of the rateable interest and Government's contribution in lieu of rates assessed on the plot. A clause will, therefore, be embodied in the grant providing for the necessary adjustment between the grantee and Government.

14. Under Government Notice No. 37 of 1941 as amended by Government Notice No. 779 of 1941 the permission of the Supply Board is required for the erection of a building exceeding £100 in value.

Nairobi,

27th November, 1941.

C. E. MORTIMER,

Commissioner of Lands and Settlement.

SCHEDULE

Plot No.	Section No.	Area acres (Approx.)	Upset Price Sh.	Roads & Drains Contribution Sh.	Rent per annum Sh.	Survey Fees Sh.	Proportionate rent 1-2-42 to 31-12-42 Sh.
13	XI	0.2296	453	228	91	70	83/42
51	X	0.1236	353	172	68	70	62/34
53	X	0.1236	353	172	68	70	62/34
55	X	0.1236	353	172	68	70	62/34
57	X	0.1236	353	172	68	70	62/34

GENERAL NOTICE No. 2199

HONORARY PERMIT ISSUERS

IN EXERCISE of the powers conferred upon me by Rules Nos. 20 and 63 of the Diseases of Animals Ordinance Rules, 1931, I hereby declare the undermentioned gentleman to be an Honorary Permit Issuer for the purposes of the said Rules:—

J. P. LUCY, ESQ.

P. O. TIMAU.

Kabete,

This 26th day of November, 1941.

R. DAUBNEY,

Director of Veterinary Services.

GENERAL NOTICE No. 2200

TENDERS

TENDERS are required for the supply in January, 1942, of two four-wheeled trailers suitable for haulage by Cletrac tractor. Capacity 96 cubic feet each.

Full specification of trailer offered and price should be in the Council Office by 4 p.m. on Monday the 15th December, 1941.

The lowest or any tender not necessarily accepted.

Naivasha,

25th November, 1941.

O. G. FRERE,

Clerk-Supervisor.

GENERAL NOTICE No. 2163

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

NOTICE

PLOT NO. 3, SECTION II, LUMBWA TOWNSHIP

TENDERS by way of stand premium are invited for the purchase of the grant in respect of Plot No. 3, Section II, Lumbwa Township, as described in the Schedule hereto.

2. A plan of the plot may be seen at the Department of Lands and Settlement, Government Road, Nairobi, and at the office of the District Commissioner, Kisumu-Londiani, Kisumu, or may be had on application to the Commissioner of Lands and Settlement, P.O. Box 89, Nairobi, on payment of Sh. 1, post free.

3. In the following conditions the term "authority" means the District Commissioner, Kisumu-Londiani.

Conditions of Sale and Grant

1. Sealed tenders marked "Tender for Lumbwa Plot" must be deposited with the undersigned before noon on Saturday the 27th December, 1941.

2. No tender of less than the reserve price as shown in the Schedule will be considered.

3. The successful tenderer shall pay to the Commissioner of Lands within seven days of the acceptance of his tender, 25 per cent of the purchase money, by way of a deposit, together with the rent due to the 31st December, 1942. In default of such payment the sale may be cancelled.

4. The balance of the purchase money, the roads and drains contribution, the survey fees (Sh. 70), the fees payable for the preparation and registration of the grant (Sh. 120), 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 Commissioner of Lands, 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 of the 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.

5. Subject to the proviso contained in Condition No. 4, 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.

6. The grant will be made under the Crown Lands Ordinance and the title will be issued under the Registration of Titles Ordinance. The term of the grant will be 99 years from the 1st January, 1942.

7. The plot and the buildings erected thereon shall be used for business purposes only or for the combined purposes of business and residence.

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

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

9. In no case shall the area of the 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.

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

11. 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.

12. The grantee may at any time during the currency of the grant redeem up to three-quarters of the rent of the plot as shown in the Schedule on the basis of twenty years' purchase.

13. 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.

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

15. 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.

16. At no time during the term of the grant shall the plot or any portion thereof, or any building erected on the plot be used for the purposes 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.

17. The grantee of the plot will be required to pay municipal rates upon the whole of the rateable interest and Government's contribution in lieu of rates assessed on the plot. A clause will, therefore, be embodied in the grant providing for the necessary adjustment between the grantee and Government.

18. Under Government Notice No. 37 of 1941 as amended by Government Notice No. 779 of 1941 the permission of the Supply Board is required for the erection of a building exceeding £100 in value.

Nairobi,

21st November, 1941.

C. E. MORTIMER,

Commissioner of Lands and Settlement

Plot No.	Section No.	Area Acres. (Approx.)	Upset Price	Roads and Drains Contribution	Rent per Annum
			Sh.	Sh.	Sh.
3	II	2097	490	250	100

GENERAL NOTICE No. 2201

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

No. 167

2ND DECEMBER, 1941

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, Kisii, Kisumu, Kitale, Lamu, Machakos, Mombasa, Nakuru, Nyeri, Rumuruti.

**NOTICE OF APPLICATIONS RECEIVED FOR THE
YEAR 1941 AND 1942**

"B" LICENCES

TLB. 1389—Harnamsingh Ralla Singh, P.O. Box 6, Limuru, T 2889 (1½ tons). Carriage of fuel, wattle bark, manure, coal, murram and sand, whether in connexion with his own business or for hire or reward, between Nairobi and the Kiambu District. Rates: 50 cents per ton mile.

TLB. 1402—Rajablai Adamjee, & Akberali Kapacee, P.O. Box 28, Tanga. Vehicle No. TA 2361. Carriage of goods, whether in connexion with his own business or for hire or reward, between Mombasa-Tanga.

**NOTICE OF APPLICATIONS RECEIVED FOR THE
YEAR 1942**

"B" LICENCES

TLB. 1252—Mrs. M. H. Goldsack, Lolgorien. Vehicle No. T 6679. Carriage of goods, whether

in connexion with her own business or for hire or reward, between Lolgorien and Mohuru Bay. (Renewal of licence No. "B" 253/41.)

TLB. 1683—Saleh Ahmed Bjuara, c/o Commander Lawford, Malindi. Vehicle No. A 4327 (2½ tons). Carriage of goods, whether in connexion with his own business or for hire or reward, between Mombasa-Malindi-Lamu-Garissa-Kismayu and within the Malindi District.

TLB. 428—Zakayo Thamibiwa wa Muru, c/o Hassan Jiwa, Fort Hall. Vehicle No. T 8644 (2½ tons). Carriage of goods, whether in connexion with his own business or for hire or reward, within the Fort Hall District. (Renewal of licence No. "B" 250/41.)

ROAD SERVICE LICENCE

TLB. 2545—Reuben Kinanjui wa Kithernji, P.O. Box 1140, Nairobi. Vehicle No. T 8462. Carriage of 14 passengers and their personal effects between Nairobi-Ngong Dagoretti.

GENERAL NOTICE No. 2202

**IN THE DISTRICT DELEGATE'S COURT AT
KISUMU**

PROBATE AND ADMINISTRATION

CAUSE No. 8 OF 1941

IN THE MATTER OF ASSA RAM S/O RAJA RAM, DECEASED
To all whom it may concern.

TAKE NOTICE that all persons having any claims against the estate of the above-named Assa Ram s/o Raja Ram who died at Kisumu on the 22nd day of August, 1941, are required to prove such claims before me the undersigned on or before the 24th day of December, 1941, after which date the claims so proved will be paid and the estate distributed according to law.

Kisumu,

22nd November, 1941.

D. B. KOHLI,
Advocate for the Administratrix.

GENERAL NOTICE No. 2203

**IN THE DISTRICT DELEGATE'S COURT AT
KISUMU**

PROBATE AND ADMINISTRATION

CAUSE No. 11 OF 1941

NOTICE OF APPLICATION FOR LETTERS OF ADMINISTRATION OF THE ESTATE OF JABU D/O MOHAMED, LATE OF SAKWA IN THE SOUTH KAVIRONDO DISTRICT OF THE NYANZA PROVINCE, DECEASED.

TAKE NOTICE that application having been made in this Court by Magan Alibhai of Sakwa in the Kisii District of the Nyanza Province, husband of the deceased, for letters of administration intestate of the estate of Jabu d/o Mohamed, late of Sakwa aforesaid, who died at Kisii in the South Kavirondo District, on the 23rd day of October, 1941, 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 19th day of December, 1941.

Kisumu,

11th November, 1941.

D. B. W. GOOD,
*District Delegate,
Nyanza Province, Kisumu*

GENERAL NOTICE No. 2189

HIS MAJESTY'S COURT OF APPEAL FOR
EASTERN AFRICA

THE next Sessions of His Majesty's Court of Appeal for Eastern Africa have been fixed to be holden at Nairobi, to commence on Monday the 26th day of January, 1942, at 10 a.m. or as soon thereafter as appeals 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 31st day of December, 1941.

Nairobi,

This 22nd day of November, 1941.

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

GENERAL NOTICE No. 2204

IN THE DISTRICT DELEGATE'S COURT AT
NAKURU

PROBATE AND ADMINISTRATION

CAUSE No. 9 OF 1941

NOTICE OF APPLICATION FOR PROBATE OF THE WILL OF
RAMBHAJ PURSHOTTAM PATEL, LATE OF ELDAMA
RAVINE, DECEASED

TAKE NOTICE that application having been made in this Court by M/S Alibhai Hussein, Bhailalbai Haribhai Patel and Haiderali Juma Hajee all of Eldama Ravine, for probate of the will of Rambhai Purshottam Patel late of Eldama Ravine who died at Nakuru on the 7th day of May, 1941, 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 17th day of December, 1941.

Nakuru, H. G. ELPHINSTONE,
21st November, 1941. *Acting District Delegate,*
H.M. Supreme Court of Kenya, Nakuru.

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

GENERAL NOTICE No. 2205

IN THE DISTRICT DELEGATE'S COURT AT
NAKURU

PROBATE AND ADMINISTRATION

CAUSE No. 10 OF 1941

NOTICE OF APPLICATION FOR ADMINISTRATION OF ESTATE
OF EILEEN CHAPMAN, LATE OF KAMPI-YA-MOTO,
DECEASED

TAKE NOTICE that application having been made in this Court by Harold Chapman of Kampi-ya-Moto for the administration of the estate of Eileen Chapman late of Kampi-ya-Moto who died at Nakuru on the 24th day of August, 1941, 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 17th day of December, 1941.

Nakuru,
21st November, 1941.
H. G. ELPHINSTONE,
Acting District Delegate,
H.M. Supreme Court of Kenya, Nakuru.

GENERAL NOTICE No. 2206

IN THE DISTRICT DELEGATE'S COURT AT
KISUMU

PROBATE AND ADMINISTRATION

CAUSE No. 12 OF 1941

NOTICE OF APPLICATION FOR PROBATE OF THE WILL OF
PANBAI THAKERSHI, LATE OF KISUMU IN THE COLONY
OF KENYA, DECEASED.

TAKE NOTICE that application having been made in this Court by Tulshidas Ramji and Gordhandas Mulji of Kisumu, Kenya Colony, for probate of the will of Panbai Thakershi, late of Kisumu aforesaid who died at Kisumu on the 23rd day of October, 1941, this Court will proceed to grant the same unless cause be shown to the contrary and appearance in this respect entered on or before the 19th day of December, 1941.

Kisumu, D. B. W. GOOD,
18th November, 1941. *District Delegate,*
Nyanza Province, Kisumu.

GENERAL NOTICE No. 2207

PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE No. 64 OF 1941

IN THE MATTER OF ARTHUR PERCY ROSS, DECEASED
To all whom it may concern.

TAKE NOTICE that all persons having any claims against the estate of the above-named Arthur Percy Ross who died at Nairobi in the Colony of Kenya on the 29th day of May, 1941, are required to prove such claims before me the undersigned on or before the 3rd day of February, 1942, after which date the claims so proved will be paid and the estate distributed according to law.

Nairobi, H. V. ANDERSON,
28th November, 1941. *for Public Trustee.*

GENERAL NOTICE No. 2208

PROBATE AND ADMINISTRATION

CAUSE No. 80 OF 1941

IN THE MATTER OF TAURA ALIAS RUBEN WA MASHA
MGIRIAMA, DECEASED

To all whom it may concern.

TAKE NOTICE that all persons having any claims against the estate of the above-named Taura alias Ruben wa Masha Mgiriama, deceased, who died at Kilifi, Mombasa, on the 11th day of June, 1941, are required to prove such claims before me the undersigned on or before the 21st day of January, 1942, after which date the claims so proved will be paid and the estate distributed according to law.

Mombasa,
21st November, 1941.
J. O'B. KELLY,
Ex Officio Agent for Public Trustee.

GENERAL NOTICE No. 2209

THE BANKRUPTCY ORDINANCE

ADJUDICATION

Debtor's name.—Adam Allarakia.

Address.—Ndia Kuu, Mombasa.

Description.—Carpenter.

Court.—H.M. Supreme Court, Mombasa.

Number of matter.—3 of 1941.

Date of order.—20th November, 1941.

Date of petition.—20th November, 1941.

Mombasa, J. O'B. KELLY,
21st November, 1941. *Deputy Official Receiver.*

GENERAL NOTICE No. 2210

PROBATE AND ADMINISTRATION

CAUSE No. 94 OF 1941

IN THE MATTER OF AKILIMALI BIN OMAR MZARAMU,
DECEASED

To all whom it may concern.

TAKE NOTICE that all persons having any claims against the estate of the above-named Akilimali bin Omar Mzaramu, deceased, who died at Majengo, Mombasa, on the 12th day of September, 1941, are required to prove such claims before me the undersigned on or before the 22nd day of January, 1942, after which date the claims so proved will be paid and the estate distributed according to law.

Mombasa,
22nd November, 1941.

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

GENERAL NOTICE No. 2211

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

PROBATE AND ADMINISTRATION

CAUSE No. 98 OF 1941

IN THE ESTATE OF SARAH FRANKLIN, DECEASED

TAKE NOTICE that application having been made in this Court by Humphrey Slade of Nairobi, as one of the executors of the will of Will Hodgson Franklin (who died at Nairobi on the 21st day of November, 1941) the duly appointed administrator of the estate of Sarah Franklin the above-named deceased, for a grant (*de bonis non*) of letters of administration with a certified copy of the will annexed of the estate of Sarah Franklin late of Limoru in the Colony of Kenya who died at Limoru aforesaid on the 22nd day of August, 1941, 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 16th day of December, 1941.

Dated at Nairobi this 28th November, 1941.

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

Note.—The will above named has been deposited and open to inspection at the Court.

GENERAL NOTICE No. 2212

IN THE DISTRICT DELEGATE'S COURT AT
KISUMU

PROBATE AND ADMINISTRATION

CAUSE No. 3 OF 1941

IN THE MATTER OF KOMESHKHAN JHANDU KHAN,
DECEASED

To all whom it may concern.

TAKE NOTICE that all persons having any claims against the estate of the above-named Komeshkhan Jhandu Khan who died at Kumam, District Jullunder, India, and who was domiciled in Kenya, on the 20th day of May, 1940, are required to prove such claims before me the undersigned on or before the 31st December, 1941, after which date the claims so proved will be paid and the estate distributed according to law.

Kisumu,
28th November, 1941.

D. B. KOHLI,
Advocate for the Administrator.

GENERAL NOTICE No. 2213

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

PROBATE AND ADMINISTRATION

CAUSE No. 125 OF 1941

NOTICE OF APPLICATION FOR PROBATE OF THE WILL OF
MRS. ALICE MAUD JAMES, LATE OF NAIROBI, DECEASED

TAKE NOTICE that application having been made in this Court by Robert Henry Mathews of Nairobi for probate of the will of Mrs. Alice Maud James late of Nairobi who died at Nairobi on the 21st day of October, 1941, 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 16th day of December, 1941.

Nairobi, EDWARD J. O'FARRELL,
28th November, 1941. *Registrar,*
Supreme Court of Kenya.

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

GENERAL NOTICE No. 2214

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

PROBATE AND ADMINISTRATION

CAUSE No. 126 OF 1941

NOTICE OF APPLICATION FOR PROBATE OF THE WILL OF
WILL HODGSON FRANKLIN, LATE OF LIMORU,
DECEASED

TAKE NOTICE that application having been made in this Court by Humphrey Slade of Nairobi for probate of the will of Will Hodgson Franklin late of Nairobi who died at Nairobi on the 21st day of November, 1941, 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 16th day of December, 1941.

Nairobi, EDWARD J. O'FARRELL,
28th November, 1941. *Registrar,*
Supreme Court of Kenya.

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

GENERAL NOTICE No. 2215

NOTICE

HARRY JOSEPH MCEVOY, DECEASED

NOTICE is hereby given that all persons having any claims against the estate of the above-named deceased who died at Nakuru on the 21st day of November, 1941, are required to prove such claims before us the undersigned on or before the 15th day of December, 1941.

Dated at Nakuru this 28th day of November, 1941.

CRESSWELL & LEAN,
Advocates, Nakuru.

GENERAL NOTICE No. 2216

SOUTH AFRICAN MUTUAL LIFE ASSURANCE
SOCIETYPOLICY No. 219647 FOR SH. 26,020 ON THE LIFE OF
MISS B. A. F. GREEN

APPLICATION having been made for a copy of the above policy, the original having been lost, notice is hereby given that unless the original be produced at the office of this Society within three months from the date this advertisement first appeared, a copy will be issued.

By order of the Board.
Capetown. C. COSMO MONKHOUSE,
General Manager.

GENERAL NOTICE No. 2217

YORK GARAGES, LIMITED
(In Voluntary Liquidation)

PURSUANT to section 217 of the Companies Ordinance, 1921, notice is hereby given that a meeting of members of the above company will be held at the offices of R. G. Vernon & Co., Eliot Street, Nairobi, on Monday the 5th day of January, 1942, at 11 a.m. for the purpose of laying before such meeting an account showing how the winding-up has been conducted and the property of the company disposed of, and of giving any required explanation thereof.

Nairobi,

Dated this 28th November, 1941.

R. G. VERNON,
Liquidator.

GENERAL NOTICE No. 2218

NOTICE

TAKE NOTICE that the partnership heretofore subsisting between Nasser Alibhai, Jafferli Lalji and Habib Jina carrying on business at Mombasa under the firm name or style of "Britania Aerated Waters and Ice Factory" has been dissolved by mutual consent by the retirement therefrom of the said Jafferli Lalji and Habib Jina as from the 31st day of October, 1941.

All debts due and owing to and by the said firm will be received and paid by the continuing partner Nasser Alibhai, who will continue to carry on the said business under the same name or style of "Britania Aerated Waters and Ice Factory".

Dated at Mombasa this 22nd day of November, 1941.

NASSER ALIBHAI,
Continuing Partner.

JAFFERLI LALJI,
H. JINA,
Retiring Partners.

Witness:—

Edalji N. Patel,
Law Clerk, Mombasa.

GENERAL NOTICE No. 2219

NOTICE

NOTICE is hereby given that the partnership heretofore subsisting between Africkchand s/o Rammal and Shamji Mohamed carrying on business on Plot No. 5 at Loitokitok in the Colony of Kenya, under the style or name of "The Country Produce Trading Company" has been dissolved by mutual consent as from the 20th day of November, 1941, so far as concerns the said Shamji Mohamed who retires from the said firm. All debts due to the said firm will be received by the said Africkchand s/o Rammal who will continue to carry on the said business under the name or style of "The Country Produce Trading Company".

Dated at Nairobi this 20th day of November, 1941.

AFRICKCHAND RAMMAL,
Continuing Partner.

SHAMJI MOHAMED,
Retiring Partner.

GENERAL NOTICE No. 2220

NOTICE

NOTICE is hereby given that the partnership heretofore subsisting between Purshottam Mathurbhai Patel, Jivabhai Jeshangbhai Patel and Purshottam Hathibhai Patel carrying on business at Nairobi in the Colony of Kenya under the style or firm-name of The Nyanza Timber and Hardware Stores, formerly as the Nyanza Timber Co., has been dissolved by mutual consent as from the 11th day of November, 1941, by the retirement of the said Purshottam Hathibhai Patel therefrom.

All debts due to and owing by the said firm will be received and paid by the said remaining partners, Purshottam Mathurbhai Patel and Jivabhai Jeshangbhai Patel, who will continue to carry on the said business under the style or firm-name of The Nyanza Timber and Hardware Stores.

Dated at Nairobi this 11th day of November, 1941.

PURSHOTTAM M. PATEL,
P. M. PATEL (for J. J. Patel),
Continuing Partners.
PURSHOTTAM H. PATEL,
Retiring Partner.

GENERAL NOTICE No. 2221

NOTICE

NOTICE is hereby given that the partnership heretofore subsisting between Purshottam Mathurbhai Patel, Umedbhai Tulshibhai Patel, Purshottam Dass Jhaverbhai Patel, Jivabhai Jeshangbhai Patel and Purshottam Hathibhai Patel carrying on business at Ol'Kalou and Nairobi in the Colony of Kenya under the style and firm-name of National Saw Mills has been dissolved by mutual consent as from the 11th day of November, 1941, by the retirement of the said Umedbhai Tulshibhai Patel, Purshottam Dass Jhaverbhai Patel and Purshottam Hathibhai Patel therefrom.

All debts due and owing by the said firm will be received and paid by the said remaining partners, Purshottam Mathurbhai Patel and Jivabhai Jeshangbhai Patel, who will continue to carry on the said business under the style or firm-name of National Saw Mills.

Dated this 11th day of November, 1941.

PURSHOTTAM M. PATEL,
P. M. PATEL (for Jivabhai J. Patel),
Continuing Partners.
PURSHOTTAM H. PATEL,
UMEDBHAI T. PATEL,
U. T. PATEL (for Purshottam Dass
Jhaverbhai Patel),
Retiring Partners.

GENERAL NOTICE No. 2222

NOTICE OF CHANGE OF SURNAME

I, Alice Frances Green of Nairobi in the Colony of Kenya heretofore called and known by the name of Alice Frances Hulett (*née* Marais) hereby give notice that on the 21st day of November, one thousand nine hundred and forty-one I renounced and abandoned the use of my said surname of Hulett and assumed in lieu thereof the surname of Green and further that such change of surname is evidenced by a deed dated the 21st day of November, one thousand nine hundred and forty-one duly executed by me and attested.

Dated this 21st day of November, 1941.

ALICE FRANCES GREEN,
lately called Alice Frances Hulett.

Part II—Loan Account

(a) £5,000,000 1921 Loan

LIABILITIES	£	s.	cts.	ASSETS	£	s.	cts.	£	s.	cts.
Bondholders (Ordinance No. 39 of 1921) ..	5,000,000	0	00	Kilindini Harbour Works	1,094,594	0	00			
Sinking Fund	1,480,217	9	66	Uasin Gishu Railway	1,400,000	0	00			
„ „ Supplementary	7,844	14	17	Repayment to His Majesty's Treasury of Loans already made for Development purposes ..	1,103,912	0	26			
				Repayment to Revenue of Advances made from Revenue for Military Expenditure in connexion with the War and Purchase of Reserve Stores for Railway and Steamer Services	600,000	0	00			
				Payment of Interest	377,955	0	00			
				Expenses of Issue and Deduction for Discount	423,538	19	74	5,000,000	0	00
				Sinking Fund :—						
				Investments	1,480,217	9	66			
				Sinking Fund Supplementary :—						
				Investments	7,844	14	17	1,488,062	3	83
TOTAL	£ 6,488,062	3	83					TOTAL	£ 6,488,062	3 83

(b) £5,000,000 1927 Loan

Bondholders (Ordinance No. 22 of 1927) ..	5,000,000	0	00	Completion of Uasin Gishu Railway	600,000	0	00			
Sinking Fund	607,133	15	15	General Improvements on Main Line and Additional Equipment	125,000	0	00			
				Purchase and Re-conditioning of Voi-Kahe Branch Railway	100,000	0	00			
				Additional Locomotives and Rolling Stock	200,000	0	00			
				General Port Development at Mombasa	550,000	0	42			
				Repayment of Loan of £3,500,000 raised under the Authority of the Imperial Loan Ordinance, No. 29 of 1924—						
				Extension of the Kenya and Uganda Railway, and Construction of Branches in Kavirondo and Uganda	1,981,514	6	57			
				Additional Rolling Stock	770,466	18	00			
				Capital Improvements, etc.	508,066	15	43			
				Expenses of Issue and Deduction for Discount	3,260,048	0	00			
				Sinking Fund :—	164,951	19	58	5,000,000	0	00
				Investments	607,133	15	15	607,133	15	15
TOTAL	£ 5,607,133	15	15					TOTAL	£ 5,607,133	15 15

(c) £3,500,000 1928 Loan

Bondholders (Ordinance No. 22 of 1927) ..	3,500,000	0	00	RAILWAY AND HARBOUR DEVELOPMENT—						
Sinking Fund	421,528	12	91	Construction of Nyeri, Kitale and Solai Branch Railways	801,622	11	23			
				General Improvements on Main Line and Additional Equipment	333,487	18	57			
				Purchase of Site for New Railway Station, Mombasa	54,999	0	00			
				Additional Locomotives and Rolling Stock	718,606	19	25			
				General Port Development at Mombasa	650,000	0	00			
				Interest out of Capital during Construction Period of Works	51,856	19	61			
				BALANCE of Repayment of Loan of £3,500,000 raised under the authority of the Imperial Loan Ordinance No. 29 of 1924—						
				Extension of the Kenya and Uganda Railways and Construction of Branches in Kavirondo and Uganda	1,191	13	43			
				Capital Improvements, etc.	19,227	4	57			
				COLONIAL DEVELOPMENT—	20,418	18	00			
				Public Buildings	523,149	0	00			
				Roads and Bridges	88,000	0	00			
				Expenses of Issue and Deduction for Discount	611,149	0	00			
				SINKING FUND—	257,431	18	24	3,499,573	4	90
				Investments	421,528	12	91	421,528	12	91
				CASH— Held in Joint Colonial Fund, London, or with Bank, Nairobi				426	15	10
TOTAL	£ 3,921,528	12	91					TOTAL	£ 3,921,528	12 91

Loan Accounts—(Contd.)

(d) £3,400,000 1930 Loan

LIABILITIES				ASSETS												£	s.	cts.
£	s.	cts.		£	s.	cts.	£	s.	cts.	£	s.	cts.	£	s.	cts.		s.	cts.
Bondholders (Ordinance No. 43 of 1930) ..	3,400,000	0	00	COLONIAL DEVELOPMENT—	£	s.	cts.											
Sinking Fund	264,450	16	77	Public Buildings	954,699	15	50											
				Water Supplies	225,536	10	94											
				Loans to Local Authorities	490,806	3	12											
				Communications	239,537	17	39											
				Land and Agricultural Bank	240,000	0	00						2,150,580	6	95			
				KENYA AND UGANDA RAILWAYS AND HARBOURS—														
				Railway Development:														
				Branch Lines	287,000	0	00											
				Rolling Stock	17,452	9	13											
				Harbour Development:														
				Construction of Quays and Oil Jetty	626,018	7	15						1,125,333	9	13			
				Port Improvements	194,862	12	85						96,830	7	33			
				Expenses of Issue and Deduction for Discount												3,372,743	17	41
				SINKING FUND—														
				Investments									264,450	16	77	264,450	16	77
				Cash held in Joint Colonial Fund, London, or with Bank, Nairobi												27,256	2	59
TOTAL	£ 3,664,450	16	77										TOTAL	£ 3,664,450	16	77		

(e) £305,600 1933 Loan

Bondholders (Ordinance No. 25 of 1933) ..	305,600	0	00	Land and Agricultural Bank											260,000	0	00
Sinking Fund	25,606	16	56	Loans to Local Authorities											12,831	1	87
				Water Supplies											4,000	0	00
				Public Buildings											16,122	4	23
				Expenses of Issue and Deduction for Discount											5,595	5	00
				SINKING FUND—													
				Investments										25,606	16	56	
				Cash held in Joint Colonial Fund, London, or with Bank, Nairobi											25,606	16	56
															7,051	8	90
TOTAL	£	331,206	16 56											TOTAL	£	331,206	16 56

(f) £375,000 1936 Loan

Bondholders (Ordinance No. 9 of 1936) ..	375,000	0	00	LAND AND AGRICULTURAL BANK—															
Sinking Fund	7,879	18	41	Land and Agricultural Bank										226,500	0	00			
				Farmers' Conciliation Board										23,500	0	00			
				Loans to Local Authorities													250,000	0	00
				Public Buildings													111,251	0	47
				Expenses of Issue													10,302	0	44
				SINKING FUND—													2,491	1	50
				Investments										7,879	18	41			
				Cash held in Joint Colonial Fund, London, or with Bank, Nairobi													7,879	18	41
																	955	17	59
TOTAL	£ 382,879	18	41											TOTAL	£ 382,879	18	41		

(g) 2½% EAST AFRICAN WAR BONDS, 1945/1947

Bondholders Series "A"	694,100	0	00	Loans to H. M. Government									938,375	0	00
Series "B"	244,275	0	00												
TOTAL	£ 938,375	0	00									TOTAL	£ 938,375	0	00