



THE OFFICIAL GAZETTE OF THE COLONY AND PROTECTORATE OF KENYA

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

Vol. XLIX—No. 26

NAIROBI, June 24, 1947

Price 50 Cents

Registered as a Newspaper at the G P O

Published every Tuesday

CONTENTS

OFFICIAL GAZETTE

Govt Notice No —	PAGE
621—Appointments	317
622—Nakuru District Council—Appointment	317
623—District Production and Man Power Committees—Appointments	317
624—Consul of Portugal	317
625—Obituary	317
626-627—For introduction into the Legislative Council—	
A Bill to Amend the Native Liquor Ordinance, 1930	318
A Bill to Amend the Liquor Ordinance 1934	319
628-629—The Native Lands Trust Ordinance—Land Set Apart	320
630—Kenya and Uganda Harbour Advisory Board—Appointment	320
631—The Legislative Council Ordinance—Indian Voters Registers	320
632—Colonial Police Medal for Gallantry—Award	320
633-636—The Courts Ordinance—Appointments	321
637—The Prisons Ordinance—Appointment	321
638—Nyanza District Council—Appointments	321

OFFICIAL GAZETTE—Contd

Govt Notice No —	PAGE
639—Asian Civil Service Advisory Board—Appointment	321
640—Kenya Regiment—Resignation	321
641—Nairobi Municipal Council—Nomination	321
Proclamation No 30—The Diseases of Animals Ordinance	322
General Notices Nos 1135 1156	322

SUPPLEMENT No 28

Proclamations, Rules and Regulations, 1947

Govt Notice No —	PAGE
642—The Pharmacy and Poisons List (Confirmation) (Amendment) Order, 1947	163
643—The Dangerous Drugs Ordinance—Order	163
644—The Roads Protection Ordinance—Order	164
645—The Coffee (Marketing) Ordinance—Operation	164
646—The Defence Regulations, 1939—Order	164
647—The Resident Labourers (Uasin Gishu District Council) Order, 1947	165
648—The Nairobi Municipality (Amendment No 2) By-laws, 1947	167
649—Confirmation of Ordinances	170

GOVERNMENT NOTICE No 621

APPOINTMENTS

GORDON ARMSTRONG SKIPPER to be District Commissioner, Digo District, Coast Province, with effect from 29th May, 1947

CASPAR HENRY UYS Postmaster, Grade I, to be Acting Senior Postmaster as from 15th March, 1947

LESLIE FRANCIS GORDON PRITCHARD to be District Officer, Mombasa District Coast Province with effect from 29th May, 1947

NOEL FREDERICK KENNAWAY to be District Commissioner, Meru District, Central Province, with effect from 10th June, 1947

HUBERT GLYNN WATKINS to be Acting Accountant, Accountant General's Department, with effect from 12th May, 1947

JOHN HENRY INGHAM MBE BA (OXON), BCOM (S AFRICA) to be Secretary to the Member for Agriculture, Animal Husbandry and Natural Resources with effect from 13th June, 1947

RICHARD OWEN HENNINGS BA (OXON), to be Assistant Secretary to the Member for Agriculture, Animal Husbandry and Natural Resources with effect from 9th February, 1947

ROBERT PERCEVAL ARMITAGE MBE, BA (OXON), reverted to his substantive appointment of Administrative Secretary with effect from 13th June, 1947, and is seconded for special duty

C H THORNLEY,
Acting Chief Secretary

GOVERNMENT NOTICE No 622

NAKURU DISTRICT COUNCIL

APPOINTMENT

IN EXERCISE of the powers conferred upon him by section 125 of the Local Government (District Councils) Ordinance, 1928, and all other powers thereunto enabling him, His Excellency the Acting Governor has been pleased to nominate and appoint—

MRS PICKFORD

to be a member of the Nakuru District Council pending the holding of an election for the Londiani Ward

By Command of His Excellency the Acting Governor

C E MORTIMER,
Member for Health and
Local Government

Nairobi,
19th June, 1947

GOVERNMENT NOTICE No 623

DISTRICT PRODUCTION AND MAN POWER COMMITTEES

APPOINTMENTS

IT IS notified for general information that—

Captain H C Davidson, and
Commander H R Daniels,

have been appointed as members of the N W Ward Subcommittee of the Trans Nzoia District

Government Notice No 200 of 25th February 1947, is varied accordingly

F W CAVENDISH-BENTINCK,

Nairobi,
17th June, 1947

Member for Agriculture and
Natural Resources

GOVERNMENT NOTICE No 624

CONSUL OF PORTUGAL

IT IS hereby notified for general information that provisional recognition is accorded to Senhor Jose Leopoldo Lopes de Neiva as Consul of Portugal at Nairobi

Nairobi,
16th June 1947

C H THORNLEY,
Acting Chief Secretary

GOVERNMENT NOTICE No 625

OBITUARY

His Excellency the Acting Governor regrets to announce the death at Nairobi on 3rd June, 1947, of William Dunn Trevorrow, Staff Surveyor in the Lands, Mines and Survey Department

Mr Trevorrow was appointed to the Lands, Mines and Survey Department on 15th October, 1946. By his death at the early age of 29 the Colony has lost the services of a promising officer

GOVERNMENT NOTICE No 626

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

W PADLEY
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 —

Short title

1. This Ordinance may be cited as the Native Liquor (Amendment) Ordinance, 1947, and shall be read as one with the Native Liquor Ordinance, 1930 hereinafter referred to as the principal Ordinance

No 36 of 1930

Exclusive
licence to local
authorities to
authorize sale of
wine and beer

2. Where, under the provisions of section 28 of the principal Ordinance, the right to manufacture and/or sell and supply native intoxicating liquor in any area has been declared by the Governor in Council to be vested exclusively in the local authority in charge of such area, such declaration shall, notwithstanding the provisions of the Liquor Ordinance, 1934, but subject to the consent of the District Commissioner and to such conditions as he may impose, confer upon such authority the power, in addition, to sell wines and beers to natives, and the provisions of section 31 of the principal Ordinance shall apply to all profits accruing to the local authority from the sale of such wines and beers to the same extent as it applies to the profits accruing to the local authority from the manufacture and/or sale of native intoxicating liquor

No 62 of 1934

Licences issued
under section 9A
to authorize
sale of wine
and beer
No 62 of 1934

3. A licence granted under the provisions of section 9A of the principal Ordinance shall, notwithstanding the provisions of the Liquor Ordinance, 1934, but subject to the consent of the District Commissioner and to such conditions as he may impose, confer upon the licensee the right to sell wines and beers to natives resident in or employed in such place or places as may be specified in such licence, and the provisions of sub-section (2) of that section shall apply to all profits accruing from the sale of such wines and beers to the same extent as it applies to the profits accruing to the licensee from the manufacture and/or sale of native intoxicating liquor

Amendment of
section 5 of
the principal
Ordinance

4. Section 5 of the principal Ordinance is hereby amended by adding thereto the following new sub-section —

‘ (3) The Provincial Commissioner may, in any case if he thinks fit, and shall, when required so to do and upon payment of a sum of shillings twenty by an applicant, authorize the holding of a special meeting of the licensing Board ’

MEMORANDUM OF OBJECTS AND REASONS

This Bill is a corollary to the Bill to Amend the Liquor Ordinance, 1934, and seeks to confer powers upon licensees, under the Native Liquor Ordinance, 1930, to sell, in addition to native intoxicating liquor wines and beers

In addition, this Bill seeks to empower a Provincial Commissioner to authorize the holding of special meetings of any Licensing Board established under the provisions of the principal Ordinance

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

Nairobi,
19th June, 1947

J BASIL HOBSON,
Acting Attorney General

GOVERNMENT NOTICE No 627

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

W PADLEY,
Acting Clerk to the Legislative Council

A BILL TO AMEND THE LIQUOR ORDINANCE, 1934

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

1. This Ordinance may be cited as the Liquor (Amendment) Ordinance, 1947, and shall be read as one with the Liquor Ordinance, 1934, hereinafter referred to as the principal Ordinance Short title
No 62 of 1934
- 5 2. Notwithstanding anything to the contrary in the principal Ordinance contained, the holder of a wine merchant's and grocer's liquor licence, whose licence has been so endorsed for the purpose of the provisions of this Ordinance, may, subject to such conditions as may be set out in Certain
licensees
may be
authorized
to sell
wines, etc.,
to natives, etc
 - 10 such endorsement, sell, for consumption off his premises, wines ale, beer, porter, cyder, perry or hop-beer in quantities authorized under his licence to any native, Abyssinian, Somali, Malagasy or Comoro Islander
3. Any person being the holder of, or an applicant for, Manner of
application for
licence
 - 15 a wine merchant's and grocer's liquor licence, may, if he so desires, when he applies for a new licence or for a renewal of his existing licence apply also for permission to sell under such licence, for consumption off the premises, wines, ale, beer, porter, cyder, perry or hop-beer to any native,
 - 20 Abyssinian, Somali Malagasy or Comoro Islander
4. Where such an application has been received by a licensing court such court shall, for the sole purpose of hearing such application, co-opt as members of the court one or more natives from a list of suitable natives which shall be prepared by the District Commissioner or, in the case of an area under the jurisdiction of a Municipal Council or Municipal Board, by such Council or Board Constitution
of licensing
court for
hearing
applications
- 5 (1) The court when so constituted for such purpose may grant the application, or refuse to grant the application Powers of
licensing
court
 - 30 or may grant the application subject to such conditions as the court may think fit
 - (2) The court may refuse to grant an application without assigning any reason therefor and such decision shall be final and not subject to appeal
 - 35 (3) Where the court grants an application, it shall cause to be endorsed on the wine merchant's and grocer's liquor licence in question, the fact that the holder thereof is authorized to sell and the conditions under which such holder may so sell wines, ale, beer, porter, cyder, perry or hop-beer to
 - 40 natives, Abyssinians, Somalis, Malagasies or Comoro Islanders
 - (4) The court when so sitting may, at any time, without hearing the holder of the licence and without assigning any reason therefor, cancel such endorsement with effect from such
 - 45 date as the court may determine
6. Notwithstanding anything contained in section 41 of the principal Ordinance, any native, Abyssinian, Somali, Malagasy or Comoro Islander may be in possession of any wines, ale, beer, porter cyder perry or hop-beer

MEMORANDUM OF OBJECTS AND REASONS

This Bill seeks to amend the law so as to enable the holder of a wine merchant's and grocer's liquor licence under the Liquor Ordinance, 1934, to sell wines and beers for consumption off the premises, to natives, Abyssinians, Malagasies and Comoro Islanders

Clauses 3, 4 and 5 set out the machinery under which, if the Bill becomes law, the holder of, or an applicant for, such a licence may be granted the necessary permission by means of an endorsement on his licence. It is proposed that the licensing court when hearing applications shall co-opt African members and that the court shall have full powers to refuse or to grant the application on such conditions as it thinks fit. It is also proposed that the court shall have power, without assigning any reason therefor, to cancel the endorsement on a licence from such date as the court may determine.

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

Nairobi,
19th June, 1947

J BASIL HOBSON,
Acting Attorney General

GOVERNMENT NOTICE No 628

THE NATIVE LANDS TRUST ORDINANCE

SETTING APART OF LAND

APPLICATIONS having been received for the setting apart of land in the District of North Kavirondo within the Kavirondo Native Land Unit, a description of which and the boundaries thereof being as specified in the Schedule hereto, and duly approved by the proper authorities in accordance with the provisions of the Native Lands Trust Ordinance 1938, I do hereby, in accordance with sub-section (1) of section 16 of the aforesaid Ordinance, notify that the subscribed portions of land have been set apart for the purposes as stated in the Schedule (File Lnd 6/1/5/6)

Kisumu
15th June 1947

E R ST A DAVIES,
Acting Provincial Commissioner
Nyanza

SCHEDULE

Purpose—Extensions to mission plot for mission use

Situation—At Chebwai (S D A Mission), Kabras Location

Acreage—10 (approximately)

Description of area—A rectangular plot measuring 320 yards by 152 yards, one side of which immediately adjoins the Chebwai Mission plot on the north side

Purpose—Extensions to mission plot for mission use

Situation—At Chebwai (S D A Mission), Kabras Location

Acreage—5 (approximately)

Description of area—A rectangular plot measuring 160 yards by 152 yards, similarly adjoining the mission plot on the south side

Copies of the plans of the above mentioned areas are available for inspection at the District Commissioner's Office Kakamega

GOVERNMENT NOTICE No 629

THE NATIVE LANDS TRUST ORDINANCE

SETTING APART OF LAND

APPLICATIONS having been received for the setting apart of land in the District of North Kavirondo within the Kavirondo Native Land Unit, a description of which and the boundaries thereof being as specified in the Schedule hereto, and duly approved by the proper authorities in accordance with the provisions of the Native Lands Trust Ordinance, 1938, I do hereby, in accordance with sub-section (1) of section 16 of the aforesaid Ordinance, notify that the subscribed portions of land have been set apart for the purposes as stated in the Schedule (File Lnd 6/1/1/39)

Kisumu
16th June, 1947

E R ST A DAVIES,
Acting Provincial Commissioner
Nyanza

SCHEDULE

Mission—R C Kibabi

Purpose—Sector school

Name of land set apart—Netina, S Kitosh

Acreage—4.9

Description of land—A rectangular plot 170 yards by 120 yards situated on the Chwere-Malakisi Road 4.1 miles from the Kibabi Road junction

A copy of the plan of the above-mentioned area is available for inspection at the District Commissioner's Office, Kakamega

GOVERNMENT NOTICE No 630

KENYA AND UGANDA HARBOUR ADVISORY BOARD

APPOINTMENT

IN ACCORDANCE with the provision of Article 12 of the Kenya and Uganda (Transport) Orders in Council, 1925-1939, it is hereby certified that—

MR G A TYSON

has been duly appointed a member of the Harbour Advisory Board, *vice* Mr J Sutherland

Government Notice No 580 of 17th June, 1946, is hereby amended accordingly

Nairobi,
16th June, 1947

P C DUFF,
Secretary to the High Commissioner
for Transport

GOVERNMENT NOTICE No 631

THE LEGISLATIVE COUNCIL ORDINANCE

SCHEDULE II (VARIATION) RULES

IN EXERCISE of the powers conferred upon me by Rule 2A (1) (Government Notice No 459 of 1947), I hereby appoint the following committees of Indian voters to assist in a consultative capacity the Registering Officer of their respective districts within the Central Electoral Area, in the preparation of the register—

For the Nairobi District—

Mr Purbhai Eboo, OBE

Mr Jaswant Singh

Mr K B Kapila

Alderman Allah Ditta Queeshi

For the Kiambu District—

Limuru—

Mr Kachia Meraj

Kiambu—

Mr Popatlal Hansraj

Mr Devchand Hansraj

Nyeri,
16th June, 1947

A C M MULLINS,
Acting Provincial Commissioner
Central Province

GOVERNMENT NOTICE No 632

(G Cer 13/9)

THE COLONIAL POLICE MEDAL FOR GALLANTRY

HIS MAJESTY the King has been graciously pleased to approve the award of the Colonial Police Medal for Gallantry to No 3142 Second Constable Osila Randa

On Monday, 20th January, at about 1 a.m., Constable Osila Randa and another constable observed four Africans stealing tyres from a compound in Eastleigh. The Africans bolted in different directions. Constable Osila caught up with and seized one of the Africans who drew a knife and stabbed the constable in the face just below the eye. The constable continued to struggle with the African and was stabbed in the shoulder. The constable again closed with the African, succeeded in getting him on to the ground, receiving a third wound in the hand in doing so, and finally effected his arrest.

Nairobi
19th June, 1947

C H THORNLEY
Acting Chief Secretary

GOVERNMENT NOTICE No 633

THE COURTS ORDINANCE

APPOINTMENT

IN EXERCISE of the powers conferred upon him by section 6 of the Courts Ordinance, 1931, His Excellency the Acting Governor has been pleased to appoint, with effect from 23rd May, 1947—

WALTER FLEMING COUTIS

to be a Magistrate of the First Class in the Central Province whilst holding his present appointment as District Commissioner, Fort Hall District, Central Province

By Command of His Excellency the Acting Governor

Nairobi, J BASIL HOBSON,
18th June, 1947 *Acting Member for Law and Order*

GOVERNMENT NOTICE No 634

THE COURTS ORDINANCE

APPOINTMENT

IN EXERCISE of the powers conferred upon the Governor by section 6 of the Courts Ordinance, 1931, His Excellency the Acting Governor has been pleased to appoint, with effect from 9th April, 1947—

NOEL GUY HARDY

to be a Magistrate of the Second Class with powers to hold a subordinate Court of the Second Class in the Wajir District of the Northern Province whilst holding his present appointment as District Commissioner, Wajir

By Command of His Excellency the Acting Governor

Nairobi, J BASIL HOBSON,
18th June, 1947 *Acting Member for Law and Order*

GOVERNMENT NOTICE No 635

THE COURTS ORDINANCE

APPOINTMENT

IN EXERCISE of the powers conferred upon him by section 6 of the Courts Ordinance, 1931, His Excellency the Acting Governor has been pleased to appoint, with effect from 10th June, 1947—

NOEL FREDERICK KENNAWAY

to be a Magistrate of the First Class with powers to hold a subordinate Court of the First Class in the Meru District, whilst holding his present appointment as District Commissioner, Meru District, Central Province

By Command of His Excellency the Acting Governor

Nairobi, J BASIL HOBSON,
20th June, 1947 *Acting Member for Law and Order*

GOVERNMENT NOTICE No 636

THE COURTS ORDINANCE

APPOINTMENT

IN EXERCISE of the powers conferred upon him by section 6 of the Courts Ordinance, 1931 His Excellency the Acting Governor has been pleased to appoint, with effect from 29th May, 1947—

GORDON ARMSTRONG SKIPPER

to be a Magistrate of the First Class with powers to hold a subordinate Court of the First Class in the Coast Province whilst holding his present appointment as District Commissioner Digo District, Coast Province

By Command of His Excellency the Acting Governor

Nairobi, J BASIL HOBSON,
20th June, 1947 *Acting Member for Law and Order*

GOVERNMENT NOTICE No 637

(B Prs 46/1/1)

THE PRISONS ORDINANCE

APPOINTMENT

IN EXERCISE of the powers conferred upon him by section 22 (1) of the Prisons Ordinance, 1930, His Excellency the Acting Governor has been pleased to appoint—

THE REV FATHER A S ROWLANDS

as a Visiting Justice to Kisumu Prison, vice Mr R H M Oliphant, resigned

By Command of His Excellency the Acting Governor

Nairobi, C H THORNLEY,
20th June, 1947 *Acting Chief Secretary*

GOVERNMENT NOTICE No 638

NYANZA DISTRICT COUNCIL

APPOINTMENTS

IN EXERCISE of the powers conferred upon him by section 125 of the Local Government (District Councils) Ordinance, 1928, and all other powers thereunto enabling him His Excellency the Acting Governor has been pleased to nominate and appoint the following persons to be members of the Nyanza District Council pending the holding of elections for the amended Council area as defined in Proclamation No 25 of 28th May, 1947 —

The District Commissioner, Kericho
The District Commissioner, Central Kavirondo
R C Armour, Esq
Bhanji Valji, Esq
R S Cinnamond, Esq
I C Dansie Esq, JP
T N Derby, Esq
W A Keir, Esq
L E Laurence, Esq, JP
S W Outram Esq
R Pearce, Esq
W E Perry, Esq
R C Royston, Esq
F Villiers-Stuart, Esq
R H Walker, Esq

By Command of His Excellency the Governor

Nairobi, C F MORTIMER,
19th June, 1947 *Member for Health and Local Government*

GOVERNMENT NOTICE No 639

(S/E 7/2/1/2/Vol II)

ASIAN CIVIL SERVICE ADVISORY BOARD

APPOINTMENT

IT IS notified for general information that His Excellency the Acting Governor has been pleased to appoint—

THE PRESIDENT KENYA ASIAN CIVIL SERVICE ASSOCIATION

to be a member of the Asian Civil Service Advisory Board, vice G S Nahra, Esq

Government Notice No 525 of 11th June, 1946, is varied accordingly

C H THORNLEY,
Acting Chief Secretary

GOVERNMENT NOTICE No 640

(S/A Def 30/2/1/32)

KENYA REGIMENT

Lt-Col G H Briston has resigned his commission in the Kenya Regiment as from 1st June, 1947

Nairobi, C H THORNLEY,
16th June, 1947 *Acting Chief Secretary*

GOVERNMENT NOTICE No 641

NAIROBI MUNICIPAL COUNCIL

NOMINATION

IN EXERCISE of the powers conferred upon him by section 5 (vii) of the Local Government (Municipalities) Ordinance, 1928, His Excellency the Governor has been pleased to nominate—

Mr S O Josiah, and
Mr Muchohi G konyo,

to be members of the Nairobi Municipal Council for a period of one year with effect from 1st July, 1947

By Command of His Excellency the Governor

Nairobi, C E MORTIMER,
18th June, 1947 *Member for Health and Local Government*

PROCLAMATION No 30

THE DISEASES OF ANIMALS ORDINANCE

PROCLAMATION

IN EXERCISE of the powers thereunto enabling me I hereby declare the areas defined in the Schedules hereto to be "infected" areas in respect of the diseases respectively indicated at the heads of the Schedules

SCHEDULE I—EAST COAST FEVER

(Vide Proclamation No 65 of July 1935)

L O No 1157/2, Mrs F B Basto, Cedar Lodge Farm, P O Nakuru, Nakuru District

SCHEDULE II—ULCERATIVE LYMPHANGITIS

I O Nos 5560 and 6422/4, P Pickford, Esq, Manager, E A Tanning & Extract Co, P O Turbo, Uasin Gishu District
Kaptagat Forest, H T Afford, Esq, Kaptagat Forest Station P O Kipkabus, Uasin Gishu District

Kipsomba Estate, G Greathead, Esq, E A Tanning & Extract Co, Kipsomba Estate, P O Soy, Uasin Gishu District

SCHEDULE III—CONTAGIOUS BOVINE PLEURO-PNEUMONIA

L O No 44, A L Block, Esq, P O Box 2, Nairobi, Kiambu District

And I further declare that the portions of Proclamations in so far as they relate to the following—

Proclamation No 9 dated 10th January, 1940

L O No 7065, O E Hopley, Esq Subukia, P O Nakuru, Nakuru District, to be an infected area (east coast fever),

Proclamation No 37 dated 17th June, 1942

L O No 1157/4, Mrs A R Bingley, Dondori, P O Nakuru, Nakuru District, to be an infected area (east coast fever),

Proclamation No 35 dated 25th August, 1943

L O No 1157/5, Mrs W A McClelland, Grumlin, P O Nakuru, Nakuru District to be an infected area (east coast fever),

Proclamation No 1 dated 6th January, 1944

L O No 531/13, B R Hoddinott, Esq, Msitoni Farm, P O Turu, Nakuru District, to be an infected area (east coast fever),

Proclamation No 14 dated 26th March, 1947

Stables in District Commissioner's compound, J Pinney Esq, Isiolo Northern Frontier Province, to be an infected area (epizootic lymphangitis),

Proclamation No 15 dated 3rd April, 1946

L R No 150/3, A Block, Esq, P O Box 2, Nairobi, Kiambu District to be an infected area (east coast fever), be revoked

Given under my hand at Kabete this 18th day of June, 1947

E BEAUMONT,
Director of Veterinary Services

GENERAL NOTICE No 1135

PROBATE AND ADMINISTRATION

CAUSE No 92 OF 1947

In the matter of Mrs Eda Kathleen Bridgman deceased

TAKE NOTICE that all persons having any claim against or owing sums to the estate of the above-named Eda Kathleen Bridgman, deceased, who died at Nairobi in the Colony of Kenya on the 23rd day of December, 1946, are required to prove such claims before me the undersigned or to pay to me the amount due on or before the 31st day of July, 1947, after which date the claims so proved will be paid and the estate distributed according to law

RICHARD GRAY,
as Attorney of the Standard Bank of
South Africa Ltd the Executors
P O Box 1303 Nairobi

GENERAL NOTICE No 1136

SUPREME COURT VACATION (ELSEWHERE THAN AT MOMBASA)

THE COURT vacation will commence on the 1st day of July and will terminate on the 12th day of August, 1947

During the vacation the Supreme Court at Nairobi will sit for the transaction of business of an urgent nature only. The offices of the Supreme Court will be open to the public from 9 a.m. to 1 p.m. from Monday to Friday and on Saturday from 9 a.m. to 12 noon except on such days as are advertised as Government holidays

The Resident Magistrates at Nairobi, Nakuru, Nyeri, Eldoret, Kisumu and Kericho will hear criminal cases as usual. Civil cases of an urgent nature or those in which advocates are not engaged may also be heard

Nairobi
17th June, 1947

D F SHAYLOR, Registrar
H M Supreme Court of Kenya

GENERAL NOTICE No 1137

TRANS NZOIA LIQUOR LICENSING COURT

A SPECIAL meeting of the Trans Nzoia Liquor Licensing Court will be held in the office of the District Commissioner Kitale, at 10.30 a.m. on 24th July, 1947 to consider the applications for Wine Merchants and Grocers Liquor Licences by the Kenya Farmers' Association (Co-operative), Ltd Kitale

Kitale,

14th June 1947

W H HAILE, Chairman
Trans Nzoia Liquor Licensing Court

GENERAL NOTICE No 1138

THE AIR TRANSPORT (LICENSING) REGULATIONS

NOTICE OF APPLICATION FOR A LICENCE TO OPERATE AIR SERVICES

PURSUANT to the provisions of Regulations 21 and 22 of the Air Transport (Licensing) Regulations, 1946 notice is hereby given that Ralph Blau Whitehead on behalf of African Airways (in process of formation), care of Barclays Bank (Dominion, Colonial & Overseas), Ltd, Nairobi, Kenya Colony, has applied to the East African Air Transport Authority for a licence to operate the following air services—

General air charter and aerial work within the territories of Kenya, Uganda, Tanganyika and Zanzibar and to countries outside for a period of five years with effect from 7th June, 1947

It is further notified that any representations or objections with regard to this application must be made to the East African Air Transport Authority at the office of the Director of Civil Aviation, East Africa, Texaco House, Sadler Street, P O Box 601, Nairobi not later than 21st July, 1947. Every such representation or objection shall be made in writing and shall state the specific grounds on which it is based and shall specify any conditions which it may be desired should be attached to the licence, if granted. A copy of every such representation or objection shall be sent by the person making the same to the applicant for the licence at the same time as it is sent to the Authority

Nairobi,
10th June, 1947

C W PHILLIPS
Director of Civil Aviation
East Africa

GENERAL NOTICE No 1139

MUNICIPAL BOARD OF NAKURU

IT IS hereby notified in accordance with the provisions of Rule 10 of the European Councillors Election (Amendment) Rules, 1932, that at an annual election of two members of the Municipal Board of Nakuru held on 16th June, 1947, Messrs John Low Anderson and Frank Hamilton Narraway were nominated and duly declared elected to hold office from 1st July, 1947, to 30th June 1950

Municipal Offices, Nakuru,
16th June, 1947

R S KNOWLDEN,
Returning Officer

GENERAL NOTICE No 1140

THE WATER ORDINANCE

Narok River Narok District

APPLICATION by the Director of Public Works of Nairobi for a Water Right from the Narok River for 270,000 gallons per day for the purposes of a public water supply to the Narok Township

Plans may be seen at the Public Works Department Office, Nairobi, and at the office of the District Commissioner, Narok

Objections stating specific grounds therefor should be filed in duplicate with the Water Board, P O Box 662, Nairobi, within 30 days from the date of publication of this notice, and a copy served on the undersigned

A E TETLEY,
for Director of Public Works
P O Box 662, Nairobi

GENERAL NOTICE No 1141

THE WATER ORDINANCE

Teleswani River Timau District

APPLICATION by H J Gibbs of Timau for a Water Right from the Teleswani River on L R No 2895/4 for 7,100, 200 and 42,700 gallons per day for the purpose of domestic use, brick making and general irrigation respectively

Plans may be seen at the Public Works Department Head Office, Nairobi, and at the office of the Aberdare District Council, Nanyuki

Objections stating specific grounds therefor should be filed in duplicate with the Water Board, P O Box 662, Nairobi, within 30 days from the date of publication of this notice, and a copy served on the undersigned

BARBER, BELLHOUSE & Co,
Lawfully Authorized Agents
P O Box 46, Nanyuki

GENERAL NOTICE No 1142

THE WATER ORDINANCE

Nairobi and Amboni Rivers Nyeri District

APPLICATION by Mount Kenya Estates of Nyeri for Water Rights from the Nairobi and Amboni Rivers on L R No 6376 for 21,000 and 270 000 gallons per day for the purpose of domestic use and minor irrigation respectively

The water is to be used on 75 residential subdivisions of farm L R No 6376 and the proposal is to take the whole quantity of water applied for from the Nairobi River except in the event of a breakdown of the plant when the water from the Amboni River will be taken

Plans may be seen at the Public Works Department Office, Nairobi, and at the office of the Aberdare District Council, Nanyuki

Objections stating specific grounds therefor should be filed in duplicate with the Water Board, P O Box 662, Nairobi, within 30 days from the date of publication of this notice and a copy served on the undersigned

Mount Kenya Estates (In Formation),
C H HUTTON-WILSON
Lawfully Authorized Agent
P O Mweiga Nyeri

GENERAL NOTICE No 1143

THE BANKRUPTCY ORDINANCE

ADJUDICATION

Debtor's name—Punja Jesang Shah trading as, Punja Jesang and Company
Address—Meru
Description—Shop assistant
Court—H M Supreme Court Nairobi
Number of matter—2 of 1947
Date of order—6th June, 1947
Date of petition—10th April, 1947
Date of order for summary administration—14th May, 1947

Nairobi,
17th June, 1947

W B CUMMING
Official Receiver

GENERAL NOTICE No 1144

THE BANKRUPTCY ORDINANCE

RECEIVING ORDER

Debtor's name—David Benjamin George Hyland
Address—Nakuru
Description—Railway servant
Date of filing petition—12th June, 1947
Court—H M Supreme Court Nairobi
Number of matter—3 of 1947
Date of order—12th June 1947
Whether debtor's or creditor's petition—Debtor's

Nairobi,
16th June, 1947

W B CUMMING,
Official Receiver

GENERAL NOTICE No 1145

NOTICE is hereby given that the partnership lately subsisting between Bhawan Jina, Narandas Pitamber, Keshavji Jutha and Mansukhlal Bhawan, carrying on business of building contractors and cabinet makers at Mombasa under the firm name of 'Bhawan Jina & Company', has been dissolved by mutual consent as from the 17th day of March, 1947 by the retirement therefrom of the said Narandas Pitamber and Keshavji Jutha

The said business will henceforth be carried on by the said Bhawan Jina and Mansukhlal Bhawan under the same firm name at Mombasa

All debts owing to and all the liabilities incurred in the said business have been acquired and assumed by the said Bhawan Jina and Mansukhlal Bhawan

BHAWAN JINA,
MANSUKHLAL BHAWAN,
Continuing Partners

NARANDAS PITAMBER,

p p Keshavji Jutha,

TRIBHOVAN JUTHA,
Retiring Partners

Mombasa
13th June, 1947

GENERAL NOTICE No 1146

REDEMPTION OF 2½ PER CENT EAST AFRICAN WAR BONDS, 1945/47

BONDHOLDERS are reminded that the redemption date of this issue is 1st July, 1947. Many bondholders have not yet submitted their bond certificates and instructions regarding the payment of the proceeds of redemption. If these are not received by the Accountant General, Nairobi, before 1st July, 1947, payment cannot be effected on the due date.

Interest will cease to accrue in this issue after 30th June, 1947, and it is, therefore, to the bondholders' own benefit to submit their certificates and instructions regarding payment as soon as possible.

H J WEBSTER
Accountant General

GENERAL NOTICE No 1147

NOTICE is hereby given that the partnership heretofore subsisting between (1) Kalidas Naranbhai Patel, (2) Jayantilal Bhikhubhai Patel, and (3) Kanjibhai Lalubhai Patel, carrying on business of photographers at Kilindini Road, Mombasa Kenya Protectorate, under the firm name or style of 'C D Patel & Sons' has been dissolved by mutual consent of the aforesaid persons as from 24th May 1947 by the retirement therefrom of (1) Kalidas Naranbhai Patel and (2) Kanjibhai Lalubhai Patel. The said business as from 24th May, 1947 will be carried on by the aforesaid Jayantilal Bhikhubhai Patel, the continuing partner, under the same firm name or style at the same place.

All debts owing to and by the said business will be received and paid by the aforesaid continuing partner

p p Kalidas Naranbhai Patel

N M PATEL,
K L PATEL,
Retiring Partners

J B PATEL,
Continuing Partner

Mombasa, 19th June, 1947

GENERAL NOTICE No 1148

IN THE SUPREME COURT AT NAIROBI
PROBATE AND ADMINISTRATION

CAUSE No 93 OF 1947

Notice of application for administration of estate of Alice Gwynne Preston late of the County of New York United States of America deceased

TAKE NOTICE that application having been made in this Court by Edward Barret, advocate, Nairobi, as an attorney of Alice A. Russell of Westchester County New York, administratrix of the estate of the deceased, for letters of administration of the estate of Alice Gwynne Preston late of the County of New York aforesaid who died at New York intestate on 23rd December, 1946, this Court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered on or before 8th July, 1947

Nairobi,
20th June, 1947

D F SHAYLOR, Registrar
Supreme Court of Kenya

GENERAL NOTICE No 1149

MUNICIPAL COUNCIL OF NAIROBI

RESULT OF ELECTION—PARKLANDS WARD

NOTICE is hereby given that the result of the poll taken on 20th June, 1947, for the purpose of electing one European Councillor to represent the Parklands Ward is as follows—

Mrs Ethel May Sayer received 148 votes
Mr Arthur Leon Wood received 75 votes
There was one spoilt ballot paper
No tendered votes were received

Mrs Ethel May Sayer is duly elected a member of the Municipal Council of Nairobi to represent the Parklands Ward

The term of office as councillor for which Mrs Sayer has been elected is three years from 1st July 1947

Town Hall, Nairobi
20th June 1947

JOHN RISEBOROUGH,
Acting Town Clerk

GENERAL NOTICE No 1150

PROBATE AND ADMINISTRATION

CAUSE No 14 OF 1947

In the matter of Abushiri bin Faraji deceased

TAKE NOTICE that all persons having any claims against the estate of the above-named Abushiri bin Faraji, deceased who died at Kisauni, Mombasa, on the 7th day of January 1947, are required to prove such claims before me the undersigned on or before the 24th day of August 1947, after which date the claims so proved will be paid and the estate distributed according to law

Mombasa
18th June, 1947

M D CHITNAVIS,
Agent of the Public Trustee

GENERAL NOTICE No 1151

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

PROBATE AND ADMINISTRATION

CAUSE No 94 OF 1947

In the estate of Edward Percival Troughton deceased and

In the matter of an application for resealing in the Colony of Kenya of probate of the will of the above-named deceased granted by His Majesty's High Court of Tanganyika at Dar es Salaam to Smt Elsa Violet Troughton (nee Boden)

TAKE NOTICE that an application has been made to this Court by Messrs Kaplan & Stratton, advocates, for and on behalf of Smt Elsa Violet Troughton (nee Boden) of Dar es Salaam Tanganyika Territory, the executrix named in the will of the deceased, for resealing in the Colony of Kenya of the probate granted by His Majesty's High Court of Tanganyika at Dar es Salaam on the 22nd day of August, 1946, to the said executrix, of the will of Edward Percival Troughton of Dar es Salaam aforesaid, the above-named deceased who died on the 12th day of July, 1945 at Nairobi in the Colony and Protectorate of Kenya and that this Court will order accordingly unless cause be shown to the contrary and appearance in this respect entered on or before the 8th day of July, 1947

Nairobi,
20th June, 1947

D F SHAYLOR Registrar
Supreme Court of Kenya

GENERAL NOTICE No 1152

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

PROBATE AND ADMINISTRATION

CAUSE No 95 OF 1947

In the estate of Jethabhai Tribhovandas Patel deceased and

In the matter of an application for resealing in the Colony of Kenya of letters of administration granted by His Majesty's High Court of Uganda at Kampala in the estate of the above-named deceased on 22nd November 1946

TAKE NOTICE that an application has been made by Kanta ben Dahyabhai Patel of Kitale in the Colony of Kenya, formerly of Kampala in Uganda Protectorate, the administratrix of the estate of the deceased, for resealing in the Colony of Kenya of the letters of administration intestate granted on the 22nd day of November 1946, by His Majesty's High Court of Uganda at Kampala to the said administratrix in the estate of Jethabhai Tribhovandas Patel of Kampala in Uganda Protectorate the above-named deceased who died at Kampala aforesaid on the 17th day of September, 1946, and that this Court will proceed to order accordingly unless cause be shown to the contrary and appearance in this respect entered on or before the 8th day of July 1947

Nairobi,
20th June, 1947

D F SHAYLOR, Registrar
Supreme Court of Kenya

GENERAL NOTICE No 1153

IN THE SUPREME COURT AT NAIROBI
PROBATE AND ADMINISTRATION

CAUSE No 97 OF 1947

Notice of application for administration of estate of Tuljabhai Bhailalbhair Patel late of Nairobi Kenya Colony deceased

TAKE NOTICE that application having been made in this Court by Gangabai d/o Chhotabhai of Nairobi, the widow of the above named deceased, for letters of administration of the estate of Tuljabhai Bhailalbhair Patel, late of Nairobi, Kenya Colony, who died at Nairobi intestate on the 6th day of June 1947, 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 8th day of July, 1947

Nairobi,
20th June, 1947

D F SHAYLOR Registrar
Supreme Court of Kenya

GENERAL NOTICE No 1154

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

PROBATE AND ADMINISTRATION

CAUSE No 98 OF 1947

In the estate of the Reverend William Bridson Gill deceased and

In the matter of an application for resealing in the Colony of Kenya of probate of the will of the above-named deceased granted by the Principal Probate Registry of His Majesty's High Court of Justice in England to Barclays Bank Ltd and Sybil Maud Gill

TAKE NOTICE that an application has been made to this Court by Messrs Kaplan & Stratton, advocates for and on behalf of Barclays Bank, Ltd, of 54 Lombard Street, London and Sybil Maud Gill of Mirembe Cottage, Sturmer, Suffolk in England the executors of the estate of the deceased, for resealing in the Colony of Kenya of the probate granted on the 20th day of March, 1947, by the Principal Probate Registry of His Majesty's High Court of Justice in England to the said executors, of the will of the Reverend William Bridson Gill of Mirembe Cottage, Sturmer aforesaid, the above-named deceased who died at Mirembe Cottage Sturmer aforesaid, on the 6th day of November, 1946, and that this Court will proceed to order accordingly unless cause be shown to the contrary and appearance in this respect entered on or before the 8th day of July, 1947

Nairobi,
20th June, 1947

D F SHAYLOR Registrar
Supreme Court of Kenya

GENERAL NOTICE No 1155

IN THE SUPREME COURT AT NAIROBI

PROBATE AND ADMINISTRATION

CAUSE No 99 OF 1947

Notice of application for administration of estate of Mohamed Shafi s/o Said Khan late of Nairobi, Kenya Colony deceased

TAKE NOTICE that application having been made in this Court by Zamab Bibi of Nairobi, the widow of the deceased for letters of administration of the estate of Mohamed Shafi s/o Said Khan, late of Nairobi, Kenya Colony who died at Nairobi intestate on the 24th day of December 1946 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 8th day of July, 1947

Nairobi,
20th June, 1947

D F SHAYLOR, Registrar
Supreme Court of Kenya

GENERAL NOTICE No 1156

THE FRAUDULENT TRANSFER OF BUSINESSES
ORDINANCE, 1930

NOTICE is hereby given that the business of sugar manufacturers heretofore carried on by Victoria Nyanza Sugar Company, Ltd under that name at Miwani in the Colony of Kenya, has been sold and is intended to be transferred as from the 16th day of June, 1947, to Devubhai Karamshi Hindocha who will carry on the said business at the same place as from that date

The address of the transferor (which has its registered office at Normany Chambers, 430 Little Collins Street, Melbourne Australia) for the purpose of this notice is Miwani aforesaid

The address of the transferee is P O Box 343, Nairobi

The transferee does not assume and does not intend to assume any of the liabilities incurred by the transferor in the said business prior to the said 16th day of June 1947, but will be liable for all liabilities incurred in connexion therewith as from that date

HAMILTON, HARRISON & MATHEWS,
Advocates for the Transferor

SORABJEE & MODI,
Advocates for the Transferee

Nairobi
18th June, 1947

GENERAL NOTICE No 1012

NYANZA DISTRICT COUNCIL

RAISING OF LOAN

NOTICE is hereby given in accordance with the provisions of section 12 of the Local Government (Loans) Ordinance, 1929, that the Nyanza District Council will, after the expiry of 60 days from the date hereof vote on a motion proposing the raising of a loan not exceeding £5,000 for the purpose of financing the erection of office and other buildings at Kericho

Kericho,
30th May, 1947

EISDELL COOPER,
Supervisor Nyanza District Council

GENERAL NOTICE No 1059

THE CROWN LANDS ORDINANCE

TENDERS FOR GRANT OF GARAGE PLOT, NYERI TOWNSHIP

TENDERS in terms of stand premium are invited for the purchase of the grant in respect of Plot No 6, Section XII, Nyeri Township, as described in the Schedule hereto for the purpose of erecting a garage

2 A plan of the plot may be seen at the Public Map Office of the Lands, Mines and Surveys Department, Nairobi, and at the District Commissioner's Office, Nyeri, or a copy may be obtained on application to the Commissioner of Lands, P O Box 89, Nairobi, on payment of Sh 3, post free

CONDITIONS OF SALE

(a) Tender

1 Sealed tenders marked "Tender for Nyeri Garage Plot" must be deposited with the undersigned before noon on Saturday 5th July, 1947

2 Tenders should be accompanied by a statement indicating—

(a) the present land holding (if any) of the tenderer in the Colony and the amount of and nature of development thereon,

(b) the detailed proposals of the tenderer for the development of the area, illustrated by site sketch plans drawn to scale

(c) the amount of guaranteed capital available for development purposes

3 The proposals for development must include the building of showrooms, workshops and (on first floor) offices or residential accommodation (if required) for not more than two families (the kitchens being restricted to two in number for the whole area) of a value of not less than £4,000. Provision must be made on the site for standing cars, buses and lorries adequate for their refuelling off the road reserve

Additional provision must also be made in the scheme for the parking of not less than 20 vehicles

Repair sheds and yards must be completely screened from view from the adjoining roads and adjacent plots

Points of access to and egress from the site for vehicular traffic will be restricted to the following —

(a) One point of access only on each of the northern and southern frontages immediately adjoining the north-east and south-east corners of the plot respectively

(b) No access on the western boundary within 30 feet from the most southerly point of the truncation of the north-west corner of the plot and within 50 feet of the south-west corner of the plot

4 The successful tenderer will be required to pay within seven days of notification that his tender has been accepted 25 per cent of the amount tendered, together with the rent due to the 31st December, 1947

5 The balance of the purchase price will be payable on demand prior to the issue of title

6 The survey fees and the fees (Sh 120) payable in respect of the preparation and registration of the title, together with the stamp duty (which is approximately 2 per cent on the purchase price and the rent) in respect of the grant must be paid within seven days of a demand therefor. Titles will be issued as soon as conveniently may be

7 No tender of a sum less than that indicated in the Schedule as the reserve price will be considered. The highest or any tender will not necessarily be accepted

(b) General

1 The term of the grant will be 99 years from the 1st day of August, 1947, and the grant will be issued under the provisions of the Crown Lands Ordinance (Chapter 140, Revised Edition) and the Registration of Titles Ordinance (Chapter 142 of the Revised Edition)

2 The Government or such person or authority as may be appointed for the purpose shall have the right to enter upon the 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

3 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 local authority and by the Commissioner of Lands, Mines and Surveys or such other person as he may appoint. Such plans, etc., shall be submitted in triplicate to the District Commissioner, Nyeri, for necessary action

4 The grantee shall not at any time subdivide the plot or assign, sublet or otherwise dispose of any portion of the plot

5 Any building erected shall conform to a building line decided upon by the local authority

6 Township rates, when imposed, including Government's contribution in lieu thereof, will be payable by the grantee

7 The grantee will be responsible for the proportionate cost of roads and drains serving the plot and will be required to pay the same within seven days of a demand therefor

(c) Special

1 The purchaser of the plot will be required to erect on the plot within two years from the commencement of the grant a garage building of approved design, constructed of approved permanent and fireproof material, on proper foundations, in accordance with the development conditions imposed on the acceptance of the tender and will be required to complete the structural development conditions within the same period

2 The plot may be used only for the purposes of garage and workshop for the repair of motor vehicles, or for these purposes combined with offices 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 60 per cent of the area thereof shall be built upon

3 The unbuilt-over area of 40 per cent of the plot 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 local authority

4 If the successful tenderer already owns a garage business in Nyeri Township he will be required to remove his business to the plot described in the Schedule

SCHEDULE

Plot No	Section No	Area	Rent per annum	Reserve Price	Survey Fees	Proportionate rent from 1 8 47 to 31 12 47
6	XII	<i>Acres</i> 1 420	<i>Sh</i> 2 475	<i>Sh</i> 12,370	<i>Sh</i> 150	<i>Sh</i> 1 031 <i>cts</i> 25

G J ROBBINS

Nairobi,
2nd June, 1947Commissioner for Lands, Mines
and Surveys

GENERAL NOTICE No 895

HIS MAJESTY'S COURT OF APPEAL FOR EASTERN AFRICA

THE next Sessions of His Majesty's Court of Appeal for Eastern Africa have been fixed to be holden at Mombasa to commence on Wednesday, 16th July, 1947, 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 25th June, 1947

Nairobi,
9th May, 1947E J O FARRELL, Registrar
H M Court of Appeal for E A

GENERAL NOTICE No 30

HIS MAJESTY'S SUPREME COURT OF KENYA

NOTICE is hereby given that the following Sessions of His Majesty's Supreme Court of Kenya will be held at the places set out hereunder —

SUPREME COURT SESSIONS AT NYERI 30 6 47

Cr C No 85/47 Rex vs M Kingeri s/o M Ajogi
Cr A No 130/47 Egedow Ole Lalabriel vs Rex

SUPREME COURT SESSIONS AT NAIROBI 7-7-47

Cr C No 92/47 Rex vs Nzwili s/o Matei (alias Ksu Matei)
Cr C No 98/47 Rex vs Matheka s/o Kiange
Cr C No 99/47 Rex vs Mutie s/o Muoki
Cr C No 43/47 Rex vs Mungai wa Njuguna
Cr C No 46/47 Rex vs Omari bin Mohamed
Cr C No 107/47 Rex vs Kamau s/o Njoroge
Cr C No 108/47 Rex vs M'Ngundu s/o M Mugambi
Cr C No 111/47 Rex vs John Ogutu s/o Dwas
Cr C No 112/47 Rex vs (1) Omar Muchiri s/o Kamau, (2) Nur Ali, (3) Mwajuma w/o Nur Ali
Cr C No 117/47 Rex vs Mungai s/o Kioi
Cr C No 121/47 Rex vs (1) Katei s/o Landu, (2) Manyalo Landu, (3) Kimeu Mundi, (4) Maeika Kinyeli

SUPREME COURT SESSIONS AT THIKA 7-7-47

Cr C No 104/47 Rex vs (1) Waweru Mugo, (2) Njeremiah Mwangi s/o Michuki
Cr C No 116/47 Rex vs Gathiaka s/o Gichu, alias Mungai s/o Gichu

D F SHAYLOR, Registrar
Supreme Court of Kenya

GOVERNMENT NOTICE No 1122

ELECTRIC POWER LICENCE

PUBLIC notice of an application to be made for—

- (a) extension of the area of supply the subject of Distributing Licence No 6 dated the 20th day of May, 1926 (Fort Hall District) to include further areas to the north and west of that area, and (conditional upon such extension of area being granted)
- (b) simultaneous revocation of Distributing Licence No 5 dated the 20th day of February, 1926

Notice is hereby given to all whom it may concern that on the 2nd day of September, 1947, the East African Power and Lighting Company, Ltd (a limited liability company incorporated in the Colony and Protectorate of Kenya and having its registered office at Nairobi in the said Colony) will make application to His Excellency the Governor in Council—

- (a) under section 35 of the Electric Power Ordinance for extension of the area of supply the subject of Distributing Licence No 6 dated the 20th day of May, 1926 (which at present comprises the area delineated on the plan marked 'FH' mentioned below and thereon bordered yellow and in respect of which the applicant is licensee) to include a further area to the north and west of above area for the reasons that such further area is now sufficiently developed to justify inclusion thereof in the said area of supply and that the applicant is now in a position to supply electrical energy to such further area and that such extension will be equitable to the licensee and consumers in every area concerned or affected and that no licensee or consumer shall be unduly prejudiced thereby, and
- (b) under section 116 of the Electric Power Ordinance for simultaneous revocation of Distributing Licence No 5 dated the 20th day of February, 1926 (if such extension of area is granted) for the reasons that the area of supply the subject of the said Distributing Licence No 5 dated the 20th day of February 1926 (which is delineated on the plan marked 'FH' mentioned below and thereon bordered green and in respect of which the applicant is licensee) is included in the proposed extension of area and it is thought that amalgamation of all these areas of supply under a single distributing licence is desirable for purposes of simplification and generally in the interests of all concerned

The area which it is proposed that the said area of supply should be extended to include is shown on a plan marked 'FH' copies of which are now deposited at the offices of Messrs Hamilton, Harrison & Mathews, advocates, Nairobi House, Nairobi, and at the offices of the applicant at Nairobi, and consists of—

- (i) the area of supply now the subject of the said Distributing Licence No 5 dated the 20th day of February, 1926 (bordered green on the said plan), and
- (ii) a further area with boundaries commencing from the trigonometrical station Wakipugi northwards along longitude 37° east to the intersection of 37° east and a straight line between trigonometrical stations Nyakagema and Tumu Tumu thence south-easterly to trigonometrical station Tumu Tumu, thence due east to longitude 37° 15' east, thence due south to the Tana River, thence following the western boundaries of the areas of supply the subject of Distributing Licences Nos 5 and 6 respectively to the point of commencement at trigonometrical station Wakipugi (bordered red on the said plan)

The public or local authorities, companies, persons or bodies of persons affected by the grant of this application will be as follows—

- (a) Companies, persons and bodies of persons resident or carrying on business in the proposed area of extension—in that a supply of electrical energy will in due course become available to them
- (b) Other companies, persons and bodies of persons desiring to supply electrical energy in the same area on sale—in that such supply will by the grant of this application be precluded except so far as authorized under section 4 of the Electric Power Ordinance
- (c) The Provincial Commissioner, Central Province, the District Commissioner, Fort Hall, the Nairobi District Council, and local native councils—to the extent of the general interest of those several authorities in the development and welfare of the areas concerned

Any public or local authority company, person or body of persons desirous of making any representation or objection to this application as regards the proposed extension of area must do so by letter addressed to the Governor in Council and marked on the outside of the cover enclosing it 'Electric Power Ordinance' on or before the expiration of 30 days from the date of this application as stated above and must forward a copy of such representation or objection to the applicant

Any public or local authority, company person or body of persons desirous of making any representation or objection to this application as regards the proposed revocation of licence must do so by letter addressed to the Governor in Council and

marked on the outside of the cover enclosing it 'Electric Power Ordinance' on or before the expiration of 60 days from the date of this application as stated above and must forward a copy of such representation or objection to the applicant

HAMILTON HARRISON & MATHEWS,
Advocates for the Applicant

13th June 1947

Nairobi House Nairobi

Note—This notice will be published again 28 days after the date of this publication

GENERAL NOTICE No 1093

THE CROWN LANDS ORDINANCE

TENDERS FOR FARM GRANTS

TENDERS are invited for the purchase for agricultural and pastoral purposes of the grant of each of the areas situated in the Highlands detailed in the Schedule hereto

2 Plans of the areas may be seen at the office of the Commissioner of Lands, Mines and Surveys, Nairobi and a copy may be obtained on application at the price of Sh 6 each, post free. In those cases in which the areas have not been surveyed, sketch plans only are available

3 Each grant will be for a term of 999 years from the first of the month following the acceptance of the tender and will be subject to the ordinary conditions of the Crown Lands Ordinance (Chapter 140 of the Revised Edition) The titles will be issued under the Registration of Titles Ordinance, 1919 (Chapter 142) and will be subject to the following development conditions being effected within a period of two years of the commencement of the grant—

- (a) The construction of a house to approved specifications
- (b) The construction of dams each with a depth of not less than 20 feet, if practicable, to a number and specification to be decided by the Soil Conservation Officer (As an alternative to this construction boreholes may be sunk on sites to be determined by the Director of Public Works and the Soil Conservation Officer provided that if need be pipe lines shall be run from borehole sites to watering places approved by the Soil Conservation Officer)
- (c) The whole of the boundaries of the areas to be fenced to a specification approved by the local authority to include the river boundary
- (d) Two permanent cattle dips to be constructed

The cost of the fencing of the common boundaries between the two blocks of land will be shared by the lessees concerned

4 Tenders in terms of price per acre should be accompanied by a statement indicating—

- (a) the present land holding (if any) of the tenderer in the Colony, and the amount and nature of development thereon,
- (b) the proposals of the tenderer for the development of the area if his tender be accepted
- (c) the amount of guaranteed capital available for development purposes and what sums the tenderer is prepared to expend on development

5 Each of the successful tenderers will be required to pay within seven days of notification that his tender has been accepted 10 per cent of the amount tendered. Survey fees will be payable within seven days of a demand therefor. The balance of the purchase price shall be paid prior to the issue of title or may be paid in nine equal annual instalments, the first of such payments becoming due on 1st January, 1948

6 The titles will be issued as soon as conveniently may be, the successful tenderer being required to pay on demand the cost of the preparation and registration of the grant (Sh 120) and the stamp duty in respect of the grant

7 Sealed tenders marked "Tender for Grant of Block No" must be deposited with the undersigned before noon on 22nd July, 1947

8 No tender of a sum less than that indicated in the Schedule will be considered. The highest or any tender in each case will not necessarily be accepted

9 These areas have not been surveyed and the boundaries may be subject to slight adjustments. The acreages must therefore be taken as very approximate only

SCHEDULE

Locality	Block No	Area Ap prox	Reserve price per acre	Survey Fees (Approx)	Approx Rent per annum up to 31 12 50 (revisable according to C L O (Cap 140))
		<i>Acres</i>	<i>Sh</i>		<i>Sh cts</i>
Komo Rock (Machakos)	2	19,070	5	*	190 70
do	3	16 000	5	*	160 00

*To be assessed after survey

Nairobi,
6th June, 1947

G J ROBBINS,
Commissioner of Lands Mines and Surveys