



# THE OFFICIAL GAZETTE

## OF THE COLONY AND PROTECTORATE OF KENYA

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## GOVERNMENT NOTICE No. 705

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

ALEX. M. WILKIE,  
*Acting Clerk to the Legislative Council.*

## ARRANGEMENT OF SECTIONS

## SECTION

1—Short title.

2—Amendment of section 2 of the principal Ordinance.

## SECTION

3—Amendment of section 7 of the principal Ordinance.

**A BILL TO AMEND THE NATIVE TRUST FUND  
ORDINANCE, 1942**

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. 22 of 1942.

Amendment of  
section 2 of  
the principal  
Ordinance.Amendment of  
section 7 of  
the principal  
Ordinance.  
No. 92 of 1948.

1. This Ordinance may be cited as the Native Trust Fund (Amendment) Ordinance, 1949, and shall be read and construed as one with the Native Trust Fund Ordinance, 1942 (hereinafter referred to as the principal Ordinance) and all amendments thereto. 5

2. Section 2 of the principal Ordinance is amended by the insertion next after the definition of "the Fund" of the following definition—

"'the Member' means the Member of the Executive Council of the Colony for the time being responsible for African Affairs;". 10

3. Section 7 of the principal Ordinance (as amended by the Native Trust Fund (Amendment) Ordinance, 1948) is amended by deleting the words "Governor in Council" wherever such words occur in the section and by substituting therefor the words "the Member". 15

## MEMORANDUM OF OBJECTS AND REASONS

The object of this Bill is to amend the Native Trust Fund Ordinance, 1942, so as to enable expenditure from the Trust Fund to be approved by the Member for African Affairs instead of by the Governor in Council.

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

Nairobi,  
5th July, 1949.

K. K. O'CONNOR,  
*Attorney General.*

## GOVERNMENT NOTICE No. 706

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

ALEX. M. WILKIE,  
*Acting Clerk to the Legislative Council.*

## ARRANGEMENT OF SECTIONS

## SECTION

- 1—Short title.  
2—Interpretation.  
3—Trade Unions registered before 20th April may apply for re-registration.

## SECTION

- 4—No fee payable for re-registration.  
5—Consequences of failure to apply for re-registration.

**A BILL TO REQUIRE RE-REGISTRATION OF TRADE  
UNIONS REGISTERED BEFORE THE 20TH  
DAY OF APRIL, 1948**

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 Trade Unions (Registration) Ordinance, 1949. Short title.
2. In this Ordinance unless the subject or context otherwise requires— Interpretation.
  - 5 “the principal Ordinance” means the Trade Unions and Trade Disputes Ordinance, 1943, as amended by the amending Ordinance; and “the amending Ordinance” means the Trade Unions and Trade Disputes (Amendment) Ordinance, 1948. No. 1 of 1943.  
No. 33 of 1948.
- 10 3. (1) Any seven or more members of a trade union which was registered under the Trade Unions and Trade Disputes Ordinance, 1943, before the 20th day of April, 1948, that is to say before the entry into force of the amending Ordinance, may, within one month from the commencement Trade unions registered before 20th April, 1948, may apply for re-registration.
  - 15 of this Ordinance, apply for re-registration under the principal Ordinance.
  - (2) Such application shall be deemed to be an application for a new registration under section 7 of the principal Ordinance and the principal Ordinance shall apply accordingly, except that the trade union shall not be registered unless No. 1 of 1943
    - 20 the application is made within the period aforesaid instead of the period of three months from its formation mentioned in sub-section (1) of section 8 of the principal Ordinance.
    - (3) The registration may be granted and ante-dated to the date of the original registration or may be refused upon any ground upon which registration could be refused or cancelled under the provisions of the principal Ordinance or on the ground that since the date of its original registration the trade union has not complied with the provisions of the Trade No. 1 of 1943
      - 30 Unions and Trade Disputes Ordinance, 1943, and, in case of refusal, the provisions of sub-section (1) of section 8 of the principal Ordinance regarding dissolution of the trade union shall have effect as if the period of three months from the date of a notification by the Registrar that he has refused No. 1 of 1943
        - 35 registration under this Ordinance were substituted for the period of three months mentioned in paragraph (a) thereof.
  4. No fee for re-registration shall be payable by any trade union to which this Ordinance applies. No fee payable for re-registration.
  - 40 5. (1) If no application for re-registration is made within one month from the commencement of this Ordinance by any trade union to which this Ordinance applies, the Registrar shall cancel the registration of such trade union and, thereupon, the trade union shall be an unregistered trade union Consequences of failure to apply for re-registration.

and the provisions of section 5 of the principal Ordinance and any other provisions of the principal Ordinance relating to unregistered trade unions shall apply thereto.

(2) A cancellation of a registration under this section shall not be subject to appeal or be called in question in any Court.

#### MEMORANDUM OF OBJECTS AND REASONS

The Trade Unions and Trade Disputes (Amendment) Ordinance, 1948, which came into force on the 20th April, 1948, amended the Trade Unions and Trade Disputes Ordinance, 1943, in various respects, and in particular by specifying certain matters in respect to which a trade union must satisfy the Registrar of Trade Unions before it could be registered. In order to secure a uniform application of the trade union law, and in the public interest, it is considered that all trade unions, and not only those who registered or register after the commencement of the 20th April, 1948, should satisfy the Registrar in regard to these stipulations. Accordingly, clause 3 of this Bill will permit any trade union which was registered before the 20th April, 1948, to apply for re-registration within one month from the commencement of the present Ordinance. Re-registration may be had without fee, and may be granted as if it were a new registration and antedated to the date of the original registration, or may be refused on any ground upon which registration could be refused or cancelled under the amended law or on the ground that the trade union has not, since its original registration, complied with the provisions of the Trade Unions and Trade Disputes Ordinance, 1943. A refusal by the Registrar to register is subject to appeal, as in the existing Ordinance, and, if upheld, involves dissolution of the union within a stated period (*clause 3*). Failure to apply for re-registration within the time allowed will entail cancellation of the existing registration.

No expenditure of public moneys is likely to be involved if this Bill becomes law.

Nairobi,  
5th July, 1949.

K. K. O'CONNOR,  
*Attorney General.*

GOVERNMENT NOTICE NO. 707

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

ALEX. M. WILKIE,  
*Acting Clerk to the Legislative Council.*

ARRANGEMENT OF SECTIONS

SECTION

- 1—Short title.  
2—Repeal and replacement of section 7 of the principal Ordinance.

SECTION

- 3—Amendment of section 9 (2) of the principal Ordinance.

**A BILL TO AMEND THE KENYA POLICE FORCE RESERVE ORDINANCE, 1948**

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 Kenya Police Force Reserve (Amendment) Ordinance, 1949, and shall be read and construed as one with the Kenya Police Force Reserve Ordinance, 1948 (hereinafter referred to as the principal Ordinance and all amendments thereto).

Short title.

No. 62 of 1948.

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

Repeal and replacement of section 7 of the principal Ordinance.

- “7. (1) Subject to the provisions of sub-section (2) of this section, every person volunteering for service in the Reserve shall, on enrolment, make the following declaration of allegiance in such manner as he may declare to be most binding on his conscience:—

Oath of allegiance and declaration of obedience.

- I, A.B., do solemnly and sincerely declare that I will be faithful and bear true allegiance to His Majesty King George the Sixth, his heirs and successors, and that I will faithfully serve His Majesty the King, his heirs and successors, during my service in the Kenya Police Force Reserve, and will obey all orders of the Governor and of the officers placed over me, and will subject myself to all Ordinances, orders and regulations, from time to time in force, relating to the Reserve.

Signature or thumb print of Reserve police officer

- Declared } at..... this..... day of  
Affirmed }  
.....19.....

Before me .....

- (2) Where any person volunteering for service in the Reserve is not a British subject or a British protected person, he may, on enrolment, in the discretion of the Commissioner of Police, in lieu of making the declaration of allegiance required by sub-section (1) of this section make the following declaration of obedience in such manner as he may declare to be most binding on his conscience:—

- I, A.B., do solemnly and sincerely declare that I will give faithful service while I remain a member of the Kenya Police Force Reserve, and that I will obey all orders of the Governor and of the officers placed over me, and will subject myself to all Ordinances, orders and regulations, from time to time in force, relating to the Reserve.

Signature or thumb print of Reserve police officer

.....

Declared }  
Affirmed } at..... this..... day of

.....19.....

Before me .....

5

(3) Every declaration under sub-section (1) or sub-section (2) of this section shall be made before a magistrate, justice of the peace, officer of the Kenya Police Force of or above the rank of assistant inspector or a senior officer of the Reserve, and shall be signed by the 10 person making the declaration or, if he is illiterate, such person shall affix his thumb print thereto."

Amendment of  
section 9 (2) of  
the principal  
Ordinance.

3. Sub-section (2) of section 9 of the principal Ordinance is hereby amended by the insertion next after the words "considers that any danger has arisen" where they occur of the 15 words "or is likely to arise".

#### MEMORANDUM OF OBJECTS AND REASONS

This Bill will amend the Kenya Police Force Reserve Ordinance, 1948, so as to enable a person who is neither a British subject nor a British protected person and who, therefore, by reason of allegiance to some other state, is unable to make an Oath of Allegiance to the Crown, to make a declaration of obedience in lieu of the Oath of Allegiance.

The opportunity has also been taken to amend sub-section (2) of section 9 of the principal Ordinance so as to enable Reserve police officers to be called out when it appears that any danger is likely to arise. As the sub-section now stands the Reserve can only be called out when danger has actually arisen.

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

Nairobi,  
5th July, 1949.

K. K. O'CONNOR,  
*Attorney General.*

## GOVERNMENT NOTICE No. 708

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

ALEX. M. WILKIE,  
*Acting Clerk to the Legislative Council.*

## ARRANGEMENT OF SECTIONS

## SECTION

1—Short title.

## SECTION

2—Repeal and replacement of section 4 (2) of the principal Ordinance.

**A BILL TO AMEND THE MOTOR VEHICLES INSURANCE (THIRD PARTY RISKS) ORDINANCE, 1945**

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 Motor Vehicles Insurance (Third Party Risks) (Amendment) Ordinance, 1949, and shall be read and construed as one with the Motor Vehicles Insurance (Third Party Risks) Ordinance, 1945 (hereinafter referred to as the principal Ordinance).

Short title.

No. 12 of 1945.

2. There shall be substituted for sub-section (2) of section 4 of the principal Ordinance a sub-section as follows:—

Repeal and replacement of section 4 (2) of the principal Ordinance.

“(2) If a person acts in contravention of this section he shall be liable to a fine not exceeding two thousand shillings or to imprisonment for a term not exceeding six months, or to both such fine and imprisonment, and a person convicted of an offence under this section—

(a) if he has never had in force in relation to the user of the vehicle a policy of insurance or a security in respect of third party risks which complies with the requirements of this Ordinance, or has had such a policy or security in force but has failed to renew it within two months of its expiry, shall, and

(b) in any other case, may, in the discretion of the court,

be disqualified from holding a certificate of competency for a period of twelve months from the date of conviction:

Provided that in any case the court may order a longer period of disqualification than twelve months.”

## MEMORANDUM OF OBJECTS AND REASONS

Section 4 of the Motor Vehicles Insurance (Third Party Risks) Ordinance, 1945, provides that if a person uses, or causes or permits any other person to use, a motor vehicle on any road without there being in force in relation to such user a policy of insurance or a security in respect of third party risks which complies with the requirements of the Ordinance, such person shall on conviction therefor, unless the court for special reasons thinks fit to order otherwise, be disqualified for holding or obtaining a certificate of competency for a period of twelve months.

This Bill amends the section so as to provide that automatically on conviction a person shall only be disqualified from holding or obtaining a certificate of competency in two cases, namely—

(a) where he has never had in force in relation to the user of the vehicle concerned a policy of insurance or security in respect of third party risks which complies with the requirements of the principal Ordinance, and

(b) where, although he had such policy or security in force, he has failed to renew it within two months of the date of its expiry.

In every other case the question as to whether a person should be so disqualified is to be left entirely within the discretion of the court.

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

Nairobi,  
5th July, 1949.

K. K. O'CONNOR,  
*Attorney General.*

## GOVERNMENT NOTICE NO. 709

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

ALEX. M. WILKIE,  
*Acting Clerk to the Legislative Council.*

## ARRANGEMENT OF SECTIONS

## SECTION

- 1—Short title.  
2—Interpretation.  
3—Repeal of Ordinance No. 32 of 1939.

## SECTION

- 4—Offences.  
5—Fees regulations.

**A BILL TO REPEAL THE BRITISH NATIONALITY AND STATUS OF ALIENS FEES ORDINANCE, 1939; TO PROVIDE FOR THE PUNISHMENT OF CERTAIN OFFENCES; AND TO PROVIDE FOR THE CHARGING OF FEES UPON THE GRANT OF A CERTIFICATE OF NATURALIZATION AND UPON THE DOING OF OTHER ACTS UNDER THE BRITISH NATIONALITY ACT, 1948**

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 British Nationality (Offences and Fees) Ordinance, 1949.

Interpretation.  
11 and 12 Geo. 6  
Ch. 56.

2. In this Ordinance "the Act" means the British Nationality Act, 1948.

Repeal of  
Ordinance No. 32  
of 1939.

3. The British Nationality and Status of Aliens Fees Ordinance, 1939, is hereby repealed.

Offences.

4. (1) Any person who, for the purpose of procuring anything to be done or not to be done under the Act makes any statement which he knows to be false in a material particular, or recklessly makes any statement which is false in a material particular shall be liable to imprisonment for a term not exceeding three months.

(2) Any person who fails to comply with any requirement imposed on him by regulations made under the Act with respect to the delivering up of certificates of naturalization shall be liable to a fine not exceeding two thousand shillings and in default of payment to imprisonment for a term not exceeding six months.

Fees regulations.

5. The Governor in Council may make regulations for the charging and recovery of fees in respect of any application made under the Act or in respect of any registration, or the making of any declaration, or the grant of any certificate, or the taking of any oath of allegiance, authorized to be made, granted or taken, by or under the Act, and in respect of supplying a certificate, order, declaration or a certified or other copy of a certificate, order, declaration or entry given, granted or made as aforesaid; and for the application of any such fees.

## MEMORANDUM OF OBJECTS AND REASONS

By reason of the enactment of the British Nationality Act, 1948, the provisions of the British Nationality and Status of Aliens Fees Ordinance, 1939, have become obsolete. One of the objects of this Bill is, therefore, to repeal the above Ordinance and to make provision for the charging of fees in respect of applications for, and grants of certificates of, naturalization, and other acts to be done and regulations to be made under the British Nationality Act, 1948.

While the British Nationality Act applies generally throughout the Colonies, the provisions of section 28 of the Act (which creates certain offences) do not extend to the Colonies. A further object of this Bill is, therefore, to provide for the creation and punishment in the Colony of offences relating to applications for naturalization, such as the making of wilful or reckless false statements or failure to deliver up certificates of naturalization.

It is not possible to state what expenditure of public moneys will be necessary to enforce the provisions of this Bill if it becomes law.

Nairobi,  
5th July, 1949.

K. K. O'CONNOR,  
*Attorney General.*



## GOVERNMENT NOTICE No. 710

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

ALEX. M. WILKIE,  
*Acting Clerk to the Legislative Council.*

## ARRANGEMENT OF SECTIONS

SECTION  
1—Short title.

SECTION  
2—Amendment of section 2 of the principal Ordinance.

**A BILL TO AMEND THE EVIDENCE (BANKERS' BOOKS) 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:—

1. This Ordinance may be cited as the Evidence (Bankers' Books) (Amendment) Ordinance, 1949, and shall be read as one with the Evidence (Bankers' Books) Ordinance, 1937, hereinafter referred to as the principal Ordinance. Short title.  
No. 16 of 1937.
- 5 2. Section 2 of the principal Ordinance is amended—
- (a) by substituting for the definition of "bank" or "banker" occurring therein, the following:—
- " 'bank' or 'banker' means any person carrying on the business of banking in the Colony (including the Savings Bank established under the provisions of the Savings Bank Ordinance, 1936, and any branch thereof), and, for the purpose of sections 3, 4 and 5 of this Ordinance, includes any person carrying on the business of banking in the Territory of Tanganyika, in the Uganda Protectorate or in the Zanzibar Protectorate;";
- 10
- (b) by substituting for the definition "legal proceeding" occurring therein the following:—
- " 'legal proceeding' means any civil or criminal proceeding or inquiry (including an arbitration) in which evidence is or may be given, in the Colony, and, for the purposes of section 7 of this Ordinance, includes any such proceeding or inquiry in the Territory of Tanganyika, in the Uganda Protectorate or in the Zanzibar Protectorate.".
- 15
- 20
- Amendment of section 2 of the principal Ordinance.  
Ordinance 29, 1936.

## MEMORANDUM OF OBJECTS AND REASONS

It is sometimes desirable to admit as evidence in proceedings carried on in Kenya copies of entries in the books of bankers carrying on business in Tanganyika, Uganda or Zanzibar in the same manner as, and subject to the same conditions under which, copies of entries in the books of bankers carrying on business in the Colony are admitted in such proceedings. Conversely, it may be desirable to investigate bankers' books in Kenya with a view to finding evidence which may be used in legal proceedings instituted in Tanganyika, Uganda or Zanzibar.

Under the provisions of the existing law neither of the above-mentioned courses is permissible. This Bill, accordingly, amends the Evidence (Bankers' Books) Ordinance, 1937, so as to admit of the procedure indicated.

No additional expenditure of public moneys is expected to be incurred if the provisions of this Bill become law.

Nairobi,  
5th July, 1949.

K. K. O'CONNOR,  
*Attorney General.*

## GOVERNMENT NOTICE No. 711

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

ALEX. M. WILKIE,  
*Acting Clerk to the Legislative Council.*

## ARRANGEMENT OF SECTIONS

## SECTION

- 1—Short title.
- 2—Interpretation.
- 3—Protected areas.
- 4—Permission to enter protected area.
- 5—Person entering protected area may be searched.

## SECTION

- 6—Removal of unauthorized person.
- 7—Failure to stop during hours of darkness.
- 8—Warning of danger.
- 9—Penalties.

**A BILL TO PREVENT THE ENTRY OF UN-AUTHORIZED PERSONS INTO AREAS WHICH HAVE BEEN DECLARED TO BE PROTECTED AREAS**

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 Protected Areas Ordinance, 1949.

Interpretation.

2. In this Ordinance, unless the context otherwise requires—

“Member” means the Member of the Executive Council of the Colony for the time being responsible for Law and Order;

“prescribed authority” means the person specified as such in any order issued under section 3 of this Ordinance;

“protected area” means any area, place or premises in relation to which an order made under section 3 of this Ordinance is in force;

“the hours of darkness” means the period from seven o’clock P.M. to six-thirty o’clock A.M.

Protected areas.

3. If, as respects any area, place or premises, it appears to the Member to be necessary or expedient in the public interest that special precautions should be taken to prevent the entry of unauthorized persons, he may by order published in the Gazette declare such place or premises to be a protected area for the purposes of this Ordinance; and so long as the Order is in force no person shall, subject to any exemptions for which provisions may be made in the Order, be in such protected area without the permission of the prescribed authority or such other person as may be specified in the Order.

Permission to enter protected area.

4. Where, in pursuance of section 3 of this Ordinance, any person is granted permission to be in a protected area, that person shall, while acting under such permission, comply with such directions for regulating his conduct as may be given by the prescribed authority or person granting the permission or by the police officer in charge of the district.

Person entering protected area may be searched.

5. (1) Any police officer or any person authorized in that behalf by the prescribed authority may search any person, conveyance, vehicle, vessel or container found in or found entering or leaving, or seeking to enter or leave, or reasonably suspected of having recently left, a protected area, and may stop and detain any such person, conveyance, vehicle, vessel or container for the purpose of searching him or it.

(2) Any person detained for the purpose of being searched shall be deemed to be in lawful custody.

(3) If any conveyance, vehicle, vessel or container is found to contain arms, ammunition, explosives or stores which have been, or are being, abstracted or removed from any prescribed area unlawfully or without the permission of the prescribed authority or of any person authorized by him in that behalf, such conveyance, vehicle, vessel or container and its contents shall forthwith be forfeited to, and become the property of, Government, and shall abide the directions of the Member. The Member may, in his discretion direct that such conveyance, vehicle, vessel, container or contents be returned to its or their owner or may give such other direction regarding it or them as he thinks fit.

6. If any person is in a protected area in contravention of this Ordinance, or, being lawfully in a protected area fails to comply with any direction given under this Ordinance, then, without prejudice to any proceedings which may be taken against him, he may be removed from the area by any police officer or any person authorized in that behalf by the prescribed authority.

Removal of unauthorized person.

7. Any person who is in a protected area within the hours of darkness who fails to stop after being challenged three times by any sentry or person authorized in that behalf by the prescribed authority so to do, may be arrested by force, which force may, if necessary to effect the arrest, extend to the voluntary causing of death.

Failure to stop during the hours of darkness.

8. It shall be the duty of the prescribed authority in which the protected area is situate to cause such precautions to be taken, including the prominent display of warning notices, as the prescribed authority and any person deputed by the Member shall deem reasonably necessary to prevent inadvertent or accidental entry into any such protected area during the hours of darkness and, where such precautions have been duly taken, no person shall be entitled to compensation or damages in respect of injury received or death caused as a result of any unauthorized entry into any such protected area.

Warning of danger.

9. (1) Any person who is in a protected area without permission contrary to the provisions of section 3 of this Ordinance or who fails to comply with any order issued under that section, or fails to comply with any direction given to him under section 4 of this Ordinance or refuses to allow himself to be searched under section 5 of this Ordinance shall be guilty of an offence against this Ordinance and shall be liable to imprisonment for a term not exceeding two years or to a fine not exceeding five thousand shillings or to both such imprisonment and fine.

Penalties.

(2) Any person who has been detained as a result of the exercise of the powers conferred by section 5 of this Ordinance and is found to have in his possession or to be conveying in any manner, any arms, ammunition, explosives or stores, and who on being charged shall not give an account to the satisfaction of the court that he came by the same lawfully shall be guilty of an offence against this Ordinance, and shall be liable to imprisonment for a term not exceeding five years or to a fine not exceeding ten thousand shillings or to both such imprisonment and fine.

#### MEMORANDUM OF OBJECTS AND REASONS

This Bill is designed to increase the security measures for the safeguarding of arms, ammunition and other military stores in places where they are kept in the Colony, and to prevent the entry of unauthorized persons into such places.

Clause 3 enables an order to be made for the purpose of declaring any place or premises to be a "protected area" in cases where, in the

interest of public safety or order, it appears necessary that special precautions should be taken to prevent the entry of unauthorized persons.

*Clause 4* makes it obligatory for any person who has been granted permission to be in a protected area to comply with any directions given by the prescribed authority or by the authority granting the permission or by the police officer in charge of the District.

*Clause 5* gives power to any police officer or other authority to search any person, conveyance, vehicle, vessel or container entering or leaving or seeking to enter or leave a protected area. It also provides for the forfeiture to Government of any conveyance, etc., found to contain arms or ammunition.

*Clause 6* provides for the removal of any unauthorized person from a protected area.

*Clause 7* permits the arrest by force, which may extend to the causing of death if necessary, of any unauthorized person found in a protected area during the hours of darkness who fails to stop on being challenged three times.

*Clause 8* provides for the taking of such precautions as may be necessary to prevent accidental or inadvertent entry by persons into a protected area and provides further that where such precautions have been taken no person shall be entitled to compensation or damages for injury or death caused as the result of any unauthorized entry into any protected area.

*Clause 9* provides penalties to be imposed for contravening or failing to comply with the provisions of the Ordinance.

It is not possible to state what expenditure of public moneys will be necessary to enforce the provisions of this Bill if it becomes law.

Nairobi,  
4th July, 1949.

K. K. O'CONNOR,  
Attorney General.