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THE COMMISSIONS OF INQUIRY ACT

(Cap 102)

COMMISSION

WHEREAS it is provided by the Commissions of Inquiry Act that the President may, whenever he considers it advisable, issue a commission appointing one or more commissioners to inquire *inter alia* into any matter into which an inquiry would, in the opinion of the President, be in the public interest

AND WHEREAS I deem it advisable that an inquiry should be made into the matters hereinafter set out

Now, therefore, I Jomo Kenyatta, President and Commander in Chief of the Armed Forces of the Republic of Kenya, in exercise of the powers conferred upon me by the aforesaid Act and of all other powers hereunto enabling me, do hereby appoint—

Mrs P M Asiyu
J M Gachuki, Esq.,
Dr J M Gekonyo,
Mrs J M Kiano,
Mrs D A Luseno
Mrs M J Menya,
Mrs A Gethi,
Mrs R A Sakwa,
The Hon Mr Justice Simpson
H Slade, Esq., E B S., and
Mrs N A Tejpar,

to be Commissioners, and Mrs N Ghai to be the Secretary to the Commissioners, and I do hereby authorize the said Commissioners to hold an inquiry of which the terms of reference are —

To review the existing law and practice in relation to adoption of children, to take evidence from any persons or institutions who may be interested therein, and to make recommendations as to possible improvements thereof inquiring more particularly (but without prejudice to the generality of these terms of reference) as to—

- (i) the extent to which such existing law and practice is consistent with traditional customs and current public opinion,
- (ii) the desirability of allowing adoptions to be arranged by persons other than approved adoption societies, and
- (iii) possible simplification and reduction of the cost of adoption proceedings

And I direct that—

- (a) H Slade, Esq., shall be the chairman of the Commissioners,
- (b) Mrs N Ghai shall be the Secretary to the Commissioners, or in her absence, such person as the Commissioners may designate,
- (c) the Commissioners shall commence the inquiry as soon as practicable and shall prosecute the inquiry with all due diligence and speed and make their report without undue delay,
- (d) any four of the Commissioners (whether or not that number includes the Chairman) shall form a quorum,
- (e) the inquiry shall be held at such place or places and at such times as the Commissioners may from time to time determine,
- (f) the inquiry may be held in public, or in private, or partly in public and partly in private, as the Commissioners may from time to time determine
- (g) the Commissioners shall in their discretion have power to order that shorthand notes be made of its proceedings, a transcript whereof shall constitute an official record of its proceedings, and
- (h) the Commissioners shall observe the instructions contained in section 3 (3) of the Commissions of Inquiry Act with regard to the receiving of evidence, and such instructions shall be deemed to form part of this Commission

Given under my hand and the Public Seal of the Republic of Kenya this 4th day of April, 1973

JOMO KENYATTA,
President