



# THE KENYA GAZETTE

Published by Authority of the Republic of Kenya

(Registered as a Newspaper at the G.P.O.)

Vol. LXXXVI—No. 8

NAIROBI, 17th February, 1984

Price Sh. 6

## CONTENTS

### GAZETTE NOTICES

	PAGE
Public Service Commission of Kenya—Appointment ...	168
The Co-operative Societies Act—Appointment of Deputy Commissioner for Co-operative Department ...	168
The Medical Practitioners and Dentists Act—Constitution of the Board ...	168
The National Assembly and Presidential Elections Act—Election Petition ...	168
The Magistrates' Courts Act—Assignment of District Magistrate ...	168-169
The Criminal Procedure Code—Conferment of Powers	169
The Registration of Titles Act—Issue of Provisional Certificate ...	169
The Advocates (Admission) Regulations—Admission ...	169
Kenya Stock ...	169
Vacancy Offered by ILO ...	169-170
Ministry of Finance and Planning—Loss of Official Customs Steel Stamp ...	170
The Registered Land Act—Issue of New Land Certificates ...	170
Liquor Licensing ...	170-171
The Agriculture (Crop Production) Rules—Declaration of Earliest and Latest Planting Dates, 1984 ...	171
Trade Marks ...	172-176
Patents ...	176
Probate and Administration ...	177-180

### GAZETTE NOTICES—(Contd.)

	PAGE
The Bankruptcy Act—Adjourned Public Examination ...	180
The Companies Act—Winding-up, etc. ...	181
The Societies Rules—Registration, etc. ...	181
Loss of Policies ...	181-182
Local Government Notices ...	182
Tenders ...	182-184
Business Transfer ...	184
Change of Names ...	185-186
Closure of Private Roads ...	186
Industrial Court Awards ...	186-190

### SUPPLEMENT No. 7

#### Bills, 1984

	PAGE
The Foreign Judgments (Reciprocal Enforcement) Bill, 1984 ...	133

### SUPPLEMENT No. 8

#### Legislative Supplement

LEGAL NOTICE NO.	PAGE
15—The Traffic Act—Approval of Fuel ...	31
16—The Civil Procedure (Amendment) Rules, 1984	31

## CORRIGENDA

IN Gazette Notice No. 441 of 3rd February, 1984, in so far as it relates to "Video Shop Limited" company registration No. 15591 is cancelled.

IN Gazette Notice No. 442 of 3rd February, 1984, in so far as it relates to "Rai Plywoods (K) Limited" company registration No. 89/71, is cancelled.

GAZETTE NOTICE No. 558

## PUBLIC SERVICE COMMISSION OF KENYA

## APPOINTMENT

PETERSON MATHENGE MUNENE, to be the Secretary to the Public Service Commission of Kenya, with effect from 19th January, 1984.

By order of the commission.

P. K. BOIT,  
Chairman,  
Public Service Commission.

GAZETTE NOTICE No. 559

## THE CO-OPERATIVE SOCIETIES ACT

(Cap. 490)

## APPOINTMENT OF DEPUTY COMMISSIONER FOR CO-OPERATIVE DEVELOPMENT

IN EXERCISE of the powers conferred by section 3 of the Co-operative Societies Act, the Minister for Co-operative Development appoints—

ERASTUS KIHARA MUREITHI

as Deputy Commissioner for Co-operative Development, with effect from 23rd November, 1983.

The appointment of Ashford Mutunga Miriti\* as Acting Deputy Commissioner for Co-operative Development is revoked.

Dated the 9th January, 1984.

MUKASA MANGO,  
Minister for Co-operative Development.

\*G.N. 2953/83.

GAZETTE NOTICE No. 560

## THE MEDICAL PRACTITIONERS AND DENTISTS ACT

(Cap. 253)

## CONSTITUTION OF THE BOARD

IN ACCORDANCE with section 4 (1) of the Medical Practitioners and Dentists Act, the Medical Practitioners and Dentists Board shall be constituted as follows:

Prof. Ambrose Eric Onyango Wasunna—Chairman.

The Director of Medical Services.

Dr. John Giceha Kigundu.

Deputy Director of Medical Services.

Medical practitioners nominated by the minister:

Dr. Ghulam Mustafa.

Dr. Ben Kipruto arap Sadalla.

Dr. Elijah Nyanjui.

Dr. Joseph Bhoie Othieno-Okanga.

Representative of the Faculty of Medicine, University of Nairobi:

Dr. Haroun Ng'eny Kipkemboi arap Mengech.

Elected medical practitioners:

Prof. Nelson Wanyama Awori.

Prof. David Githongo Gatei.

Dr. Gabriel Misango Anabwani.

Dr. (Mrs.) Jane Nyangitha Miano.

Dr. Peter Mokuia Nyarango.

Elected dental practitioners:

Dr. George Rakula Owino.

Dr. (Miss) Sopiato Likimani.

Dated the 9th February, 1984.

KABEERE M'MBIJJEWE,  
Minister for Health.

GAZETTE NOTICE No. 561

## THE NATIONAL ASSEMBLY AND PRESIDENTIAL ELECTIONS ACT

(Cap. 7)

IN THE HIGH COURT OF KENYA AT NAIROBI

ELECTION PETITION No. 5 OF 1983

GEM CONSTITUENCY

Between

Otieno Aggrey Ambala (Petitioner)

and

Peter Waithaka (First Respondent)

Horace Meshack Ongili Owiti (Second Respondent)

## CERTIFICATE

Pursuant to section 31 (1) of the National Assembly and Presidential Elections Act, we, the election court, report that no election offence has been proved to have been committed by any person in connection with the election.

Given under our hands and the seal of the court at Nairobi the 9th February, 1984.

H. G. PLATT,  
Judge.

A. M. COCKAR,  
Judge.

L. B. OUMA,  
Acting Judge.

Dated the 10th February, 1984.

F. M. G. MATI,  
Speaker of the National Assembly.

GAZETTE NOTICE No. 562

## THE NATIONAL ASSEMBLY AND PRESIDENTIAL ELECTIONS ACT

(Cap. 7)

IN THE HIGH COURT OF KENYA AT NAIROBI

ELECTION PETITION No. 5 OF 1983

GEM CONSTITUENCY

Between

Otieno Aggrey Ambala (Petitioner)

and

Peter Waithaka (First Respondent)

Horace Meshack Ongili Owiti (Second Respondent)

## CERTIFICATE

Pursuant to section 30 (1) of the National Assembly and Presidential Elections Act, we, the election court, having determined the questions raised in the petition of Otieno Aggrey Ambala, certify that Horace Meshack Ongili Owiti, whose election and return were complained of, was not validly elected and returned as a member of the National Assembly for Gem Constituency.

Given under our hands and the seal of the court at Nairobi the 9th February, 1984.

H. G. PLATT,  
Judge.

A. M. COCKAR,  
Judge.

L. B. OUMA,  
Acting Judge.

Dated the 10th February, 1984.

F. M. G. MATI,  
Speaker of the National Assembly.

GAZETTE NOTICE No. 563

## THE MAGISTRATES' COURTS ACT

(Cap. 10)

IN EXERCISE of the powers conferred by section 7 (1) of the Magistrates' Courts Act, the Chairman\* of the Judicial Service Commission makes the following assignment of district magistrate:

JAPHETH MAHASI, a district magistrate empowered to hold a magistrate's court of the first class, is assigned to the Marsabit

and Isiolo districts, with effect from 1st March, 1984, in addition to Siaya and Kisumu districts by Gazette Notice No. 3814/82. Gazette Notice No. 471 of 10th February, 1984, is amended accordingly.

Dated the 10th February, 1984.

A. H. SIMPSON,  
*Chairman,  
Judicial Service Commission.*

\*G.N. 3606/67.

#### GAZETTE NOTICE No. 564

##### THE CRIMINAL PROCEDURE CODE (Cap. 75)

##### CONFERMENT OF POWERS

THE Judicial Service Commission under the provisions of section 8 of the Criminal Procedure Code extends the jurisdiction of—

EPHRAIM GITHAE MITHAMO

district magistrate I, in relation to offences under sections 278, 308 (1) and 322 of the Penal Code (Cap. 63).

Dated the 8th February, 1984.

A. H. SIMPSON,  
*Chairman,  
Judicial Service Commission.*

#### GAZETTE NOTICE No. 565

##### THE REGISTRATION OF TITLES ACT (Cap. 281, section 71)

##### ISSUE OF A PROVISIONAL CERTIFICATE

WHEREAS (1) Mwanakambo binti Faki, (2) Khadija Salim, (3) Mataka Salim and (4) Mistry Valji Naran Mulji, all of Mombasa in the Republic of Kenya, are registered as proprietors in fee simple of all that piece of land situate in the Mombasa Municipality in Mombasa District, containing 5.63 acres or thereabout, known as subdivision No. 347, section VI Mainland North, held by virtue of a certificate of ownership No. 7654, registered as title No. C.R. 6462/1, and whereas sufficient evidence has been adduced to show that the said certificate of ownership is lost. Notice is given that after the expiration of ninety (90) days from the date hereof, I shall issue a provisional certificate of title provided that no objection has been received within that period.

Dated the 17th February, 1984.

H. T. KALELA,  
*Acting Registrar of Titles.*

#### GAZETTE NOTICE No. 566

##### THE ADVOCATES (ADMISSION) REGULATIONS (Cap. 16, Sub. Leg.)

PURSUANT to regulation 20 of the Advocates (Admission) Regulations, it is notified that—

C. G. Khisa,  
Daniel J. C. McVicker,  
N. S. Karuti,

have complied with the provisions of section 12 of the Advocates Act, as to pupillage and passing of examinations, subject to such exemptions as may have been granted under subsection (2) of that section.

Dated the 7th February, 1984.

J. W. MWERA,  
*Secretary,  
Council of Legal Education.*

#### GAZETTE NOTICE No. 567

##### 6 PER CENT KENYA STOCK 1992

FOR the purpose of preparing warrants for interest due on 6th April, 1984, the balances of the several accounts in the above stock will be struck at close of business on 6th March, 1984, after which date the stock will be transferable ex-dividend.

Dated the 8th February, 1984.

CENTRAL BANK OF KENYA,  
P.O. Box 60000, Nairobi.

#### GAZETTE NOTICE No. 568

##### VACANCY OFFERED BY ILO

APPLICATIONS together with a detailed curriculum vitae and photostat copies of certificates should be addressed to the Permanent Secretary/Director of Personnel Management, P.O. Box 30050, Nairobi, so as to reach him as soon as possible.

*Title of post.*—EXPERT IN TRADE TESTING AND APPRENTICESHIP, implementation (Post 14).

*General field (title of project).*—Vocational training, national industrial training scheme.

*Project No.*—UGA/78/008 (post 14).

*Duty station.*—Kampala, Uganda.

*Duration of appointment.*—12 months.

*Scheduled starting date.*—As soon as possible.

*General project information.*—The expert will work under the general guidance and supervision of the ILO Chief Technical Adviser (Post 01) as a member of the international team assigned to the project. His duties will include implementation, advice and assistance—

- to the Directorate of Industrial Training in re-establishing and up-dating a viable trade testing system as originally provided for by the industrial decree of 1972;
- to revitalize and expand the national apprenticeship scheme with emphasis on the establishment of an infrastructure for in-plant training activities and their efficient implementation.

*Specific.*—In consultation with the chief technical adviser, and other members of the team, the expert will advise and assist in the following—

- the establishing of performance standards, in conformity with the format of the MES approach to training, with emphasis on the apprenticeable trades and industrial needs;
- the establishing of a tripartite constituted trade committee to consider, arbitrate on and submit for necessary ratification all draft performance standards;
- designing and conducting of trade tests and the establishment of a total trade testing system including the establishment of an efficient permanent national trade testing unit;
- qualitative and quantitative development of the national apprenticeship system;
- implementing the MES training system to cover both on-the-job and off-the-job components of industrial training;
- aiding industry to develop their in-plant training facilities and to participate efficiently in the national apprenticeship system;
- organizing and conducting workshops to cover both trade testing and apprenticeship activities;
- co-ordinating and integrating institutionalized apprenticeship training and in-plant apprenticeship training;
- co-operation to ensure maximization and utilization of expertise and facilities being currently provided by project UGA/78/008;
- undertaking any other assignments allotted by the chief of project and considered to be within the expert's competence and capability.

The main responsibility of the expert will be on implementation and the training of national counterparts and training officers capable of taking over the above functions and responsibilities.

##### Qualifications required:

- A good general and technical education up to university level or its equivalent.
- Sound practical training and subsequent experience in the fields of trade testing apprenticeship and in-plant training.
- Work experience in planning and directing in-plant training schemes as well as the training of staff.
- Experience in organizing and operating a trade testing and certification scheme at craft levels.

*Language.*—A good working knowledge of English.

*Terms of appointment.*—ILO base salaries and allowances are normally free of income tax. In the absence of tax exemption, tax paid will be reimbursed in accordance with an

## VACANCY OFFERED BY ILO—(Contd.)

ILO document which may be supplied on request. Although quoted in US\$, salaries and allowances are payable partly in the currency of the country of assignment and partly in a freely chosen currency.

The pensionable remuneration of this assignment ranges from US\$86,811 to US\$87,950 and the (net) base salary ranges from US\$30,776 to US\$40,833. The salary on appointment will be fixed on the basis of the qualifications, experience and family status of the person selected. The base salary will be supplemented by an annual post adjustment ranging from US\$1,606 to US\$2,031 which is subject to future changes depending on the fluctuation of the cost-of-living index and the exchange rate. In addition, an assignment allowance will be paid of US\$2,850 (single rate) or US\$3,600 (dependant rate) a child allowance of US\$700 per year and child, except for the first child if the dependant rate of salary is paid in respect of the first child. Further benefits are: installation allowance, education grant, repatriation grant, 30 working days' annual leave, home leave travel with eligible dependants every two years, or, alternatively, annual travel to visit dependants if unaccompanied at the duty station, rest and recuperation leave for certain duty stations, participation in pension and health insurance schemes.

## GAZETTE NOTICE No. 569

MINISTRY OF FINANCE AND PLANNING  
CUSTOMS AND EXCISE DEPARTMENT

## LOSS OF OFFICIAL CUSTOMS STEEL STAMP No. 91

IT IS notified for the general information of the public that the above official stamp has been reported lost at Jomo Kenyatta International Airport.

The department will not accept responsibility of any kind should the above stamp be used on any documents.

The department will be grateful if any information leading to the recovery of the stamp is communicated to the Commissioner of Customs and Excise, P.O. Box 40160, Nairobi, or to the nearest police station.

N. O. ODINDO,  
for Commissioner of Customs and Excise.

## GAZETTE NOTICE No. 570

THE REGISTERED LAND ACT  
(Cap. 300, section 35)

## ISSUE OF A NEW LAND CERTIFICATE

WHEREAS Chege Ndirangu, of P.O. Box 60000, Nairobi in the Republic of Kenya, is registered as proprietor in leasehold interest of all that piece of land containing 0.0181 hectare or thereabouts situate in Nairobi Area, registered as parcel No. Nairobi/Block 32/433, and whereas sufficient evidence has been adduced to show that the lease certificate issued thereof has been lost. Notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new lease certificate provided that no objection has been received within that period.

Dated the 1st February, 1984.

W. M. MBITERU,  
Land Registrar,  
Nairobi Area.

## GAZETTE NOTICE No. 571

THE REGISTERED LAND ACT  
(Cap. 300, section 35)

## ISSUE OF A NEW LAND CERTIFICATE

WHEREAS Tangibe Muchana, of Bunyala, Sidikho in the Republic of Kenya, is registered as proprietor in the absolute ownership interest of all that piece of land containing 8.8 hectares of thereabout, situate in the district of Kakamega, known as parcel No. 447, registered under title No. Bunyala/Sidikho 447, and whereas sufficient evidence has been adduced to show that the land certificate issued thereof has been lost. Notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new land certificate provided that no objection has been received within that period.

Dated the 30th January, 1984.

H. K. B. KIPSUTO,  
Land Registrar,  
Kakamega District.

## GAZETTE NOTICE No. 572

THE REGISTERED LAND ACT  
(Cap. 300, section 35)

## ISSUE OF A NEW LAND CERTIFICATE

WHEREAS James Njeru, of Nyangati Sub-location in the Republic of Kenya, is registered as proprietor in absolute ownership interest of all that piece of land containing 13.20 acres or thereabout, situate in the district of Kirinyaga, registered under parcel No. Kabare/Nyangati/70, and whereas sufficient evidence has been adduced to show that the land certificate issued thereof has been lost. Notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new land certificate provided that no objection has been received within that period.

Dated the 17th February, 1984.

J. M. E. NJUE,  
Land Registrar,  
Kirinyaga District.

## GAZETTE NOTICE No. 573

THE REGISTERED LAND ACT  
(Cap. 300, section 35)

## ISSUE OF A NEW LAND CERTIFICATE

WHEREAS Mutueri Gichoya, of Ngirambu Sub-location in the Republic of Kenya, is registered as proprietor in absolute ownership interest of all that piece of land containing 10.60 acres or thereabout, situate in the district of Kirinyaga, registered under parcel No. Ngariama/N. Giriambu/ 85, and whereas sufficient evidence has been adduced to show that the land certificate issued thereof has been lost. Notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new land certificate provided that no objection has been received within that period.

Dated the 17th February, 1984.

J. M. E. NJUE,  
Land Registrar,  
Kirinyaga District.

## GAZETTE NOTICE No. 574

THE LIQUOR LICENSING ACT  
(Cap. 121)

THE BUNGOMA LIQUOR LICENSING COURT  
Statutory Meeting

NOTICE is given that the next statutory meeting of the Bungoma Liquor Licensing Court will be held in the office of the District Commissioner, Bungoma, on Monday, 14th May, 1984, at 10 a.m.

Applications to be considered at this meeting whether, for new licences, renewals, transfers or removals should be submitted on the prescribed form G.P. 147 in triplicate with KSh. 10 revenue stamp affixed on original to be addressed to the District Commissioner, P.O. Box 550, Bungoma, so as to reach him on or before 25th March, 1984.

Late applications will only be considered if received on or before 13th April, 1984, and on payment of KSh. 300 late fees.

Applicants for new licences, transfers and removals must appear before the liquor licensing court in person or be represented by an advocate. Attendance in court by applicants for renewals is optional unless there are objections in which case attendance is desirable.

Applicants are advised to submit their applications by registered post.

Dated the 9th February, 1984.

F. K. KEITANY,  
Chairman,  
Bungoma Liquor Licensing Court.

## GAZETTE NOTICE No. 575

THE LIQUOR LICENSING ACT  
(Cap. 121)

THE KIAMBU LIQUOR LICENSING COURT  
Statutory Meeting

NOTICE is given that the next statutory meeting of the Kiambu Liquor Licensing Court will be held at Kiambu County Council's chambers on Monday, 7th May, 1984, at 10 a.m.

Applications to be considered in that meeting whether for new, renewal, transfer and removal of licences must be received in the office of the District Commissioner, P.O. Box 32, Kiambu, on or before 26th March, 1984, on the appropriate form with KSh. 10 revenue stamp affixed.

Any application received after 26th March, 1984, will only be considered as a late application on payment of prescribed fee of KSh. 300 before 12th April, 1984.

Applicants for new licences, transfers or removals must appear in person or be represented by an advocate before the liquor licensing court.

Dated the 2nd February, 1984.

M. Y. HAJI,  
Chairman,  
Kiambu Liquor Licensing Court.

#### GAZETTE NOTICE No. 576

### THE LIQUOR LICENSING ACT

(Cap. 121)

#### THE NYANDARUA LIQUOR LICENSING COURT

##### Statutory Meeting

NOTICE is given that the next statutory meeting of the Nyandarua Liquor Licensing Court will be held in the District Commissioner's office, Nyahururu, on Monday, 7th May, 1984, at 10 a.m.

Applications to be considered in this meeting whether for new licences, renewals, transfers or removals should be submitted on the prescribed form IGP 147 in triplicate with KSh. 10 revenue stamp affixed on the original to the District Commissioner, Nyandarua, Private Bag, Nyahururu, so as to reach him on or before 25th March, 1984. Any application not received by this date will only be considered if received on or before 16th April, 1984, and on payment of KSh. 300 late fee.

Applicants for new licences, transfers, conversions or removals must appear in person before the court or be represented by an advocate. Attendance of applicants for renewals is optional unless there are objections in which case attendance is desirable.

Applicants are advised to submit their applications in person or by registered post.

Dated the 20th January, 1984.

A. P. BARACK,  
Acting Chairman,  
Nyandarua Liquor Licensing Court.

#### GAZETTE NOTICE No. 577

### THE LIQUOR LICENSING ACT

(Cap. 121)

#### THE KISUMU LIQUOR LICENSING COURT

##### Statutory Meeting

NOTICE is given that the next statutory meeting of the Kisumu Liquor Licensing Court will be held at the District Commissioner's office, Kisumu, on Monday, 14th May, 1984, at 10 a.m.

Applications to be considered at this meeting for new licences, renewals or transfers must be received in the office of the District Commissioner, P.O. Box 1921, Kisumu, on or before 25th March, 1984, on the appropriate forms affixed with KSh. 10 revenue stamp on the original copy only. Any application not received by that day will only be considered if received on or before 9th April, 1984, with payment of KSh. 300 late fee.

Applicants for new licences, transfers and renewals must appear in person before the court or be represented by an advocate. Attendance in court of renewals of licences is optional unless it is desirable.

Lists of all applicants to be considered will be published at the District Commissioner's notice board, Kisumu. Applications must be delivered in person or sent by registered post.

Dated the 6th February, 1984.

S. P. MUNGALA,  
Chairman,  
Kisumu Liquor Licensing Court.

#### GAZETTE NOTICE No. 578

### THE LIQUOR LICENSING ACT

(Cap. 121)

#### THE NANDI LIQUOR LICENSING COURT

##### Special Meeting

DULY authorized by the Provincial Commissioner, Rift Valley Province, a special meeting of the Nandi Liquor Licensing Court will be held on 5th March, 1984, at 10 a.m. in the District Commissioner's office, Kapsabet.

Applications to be considered at this meeting can be viewed on the notice board at the District Commissioner's office, Kapsabet.

Dated the 10th February, 1984.

P. L. N. KILU,  
Chairman,  
Nandi Liquor Licensing Court.

#### GAZETTE NOTICE No. 579

### THE AGRICULTURE (CROP PRODUCTION) RULES

(Cap. 318, Sub. Leg.)

#### DECLARATION OF EARLIEST AND LATEST PLANTING DATES, 1984

IN EXERCISE of the powers conferred by section 5 of the Agriculture (Crop Production) Rules, the Western Provincial Agricultural Board declares the several dates set forth in the second and third columns of the schedule hereto to be respectively the earliest and latest dates of planting the essential crops specified therein in respect of the respective administrative divisions within districts specified in the first column of the said schedule.

#### SCHEDULE

(1)	(2)	(3)
District	Earliest Planting Dates	Latest Planting Dates
	Maize	Maize
KAKAMEGA		
Mumias Division .. ..	15th February, 1984	31st March, 1984
Vihiga/Hamisi/Ikolomani divisions .. ..	15th February, 1984	31st March, 1984
Butere Division .. ..	15th February, 1984	31st March, 1984
Lurambi Division .. ..	15th February, 1984	31st March, 1984
Kabras Division .. ..	15th February, 1984	30th April, 1984
Lugari Division (all settle- ment schemes within the district) .. ..	15th February, 1984	30th April, 1984
BUNGOMA		
Kavujai Division .. ..	15th February, 1984	31st March, 1984
Kimilili Division .. ..	15th February, 1984	31st March, 1984
Elgon Division .. ..	15th February, 1984	15th May, 1984
Tongaren Division (all settlement schemes within the district) .. ..	15th February, 1984	30th April, 1984
BUSIA		
Nothern Division .. ..	15th February, 1984	31st March, 1984
Central Division .. ..	15th February, 1984	31st March, 1984
Southern Division .. ..	15th February, 1984	31st March, 1984
	Wheat	Wheat
Mt. Elgon Division .. ..	1st June, 1984	31st July, 1984

Dated the 9th February, 1984.

J. K. KOBIA,  
Chairman,  
Western Provincial Agricultural Board.

GAZETTE NOTICE No. 580

**THE TRADE MARKS ACT**

(Cap. 506)

NOTICE is given that any person who has grounds of opposition to the registration of any of the trade marks advertised herein according to the classes may, within sixty (60) days from the date of this Gazette, lodge notice of opposition on form TM. No. 6 (in duplicate) together with a fee of KSh. 50.

Notice is also given that official objection will be taken under rule 21 (3) to all applications in which the specification claims all the goods included in any class unless the registrar is satisfied that the claim is justified by the use of the mark which the applicant has made, or intends to make if and when it is registered. Where an applicant considers that a claim in respect of all the goods included in a class can be justified it will save unnecessary delay in examining applications if a claim is filed simultaneously with the application, accompanied in appropriate cases by supporting documents.

The period for lodging notice of opposition may be extended by the registrar as he thinks fit and upon such terms as he may direct. Any request for such extension should be made to the registrar so as to reach him before the expiry of the period allowed.

Formal opposition should not be lodged until after reasonable notice has been given by letter to the applicant for registration so as to afford him an opportunity of withdrawing his application before the expense of preparing the notice of opposition is incurred. Failure to give such notice will be taken into account in considering any application by an opponent for an order for costs if the opposition is uncontested by the applicant.

Where it is stated in the advertisement of the applicant that the mark, upon its registration, is to be limited to certain colours, the colours are, as far as possible, indicated in the accompanying representations of the mark in the usual heraldic manner.

Representations of the marks advertised herein can be seen at the Trade Marks Registry, State Law Office, Nairobi.

Applications for registration in part A of the register are shown with the official number unaccompanied by any letter. Applications for part B are distinguished by the letter B prefixed to the official number.

**IN CLASS 3—SCHEDULE III****FLUORISTAT**

31718.—Dentifrices and ingredients including a decay-inhibiting combination. THE PROCTER & GAMBLE COMPANY, of 301 East Sixth Street, Cincinnati, Ohio, U.S.A., and c/o Messrs. Atkinson Cleasby & Satchu, advocates, P.O. Box 90121, Mombasa. 11th January, 1984.

**IN CLASS 16—SCHEDULE III**

31730.—Stationeries and other publications. OSHWAL YOUTH LEAGUE, NAIROBI, of P.O. Box 42394, Nairobi. 23rd January, 1984.

**IN CLASS 12—SCHEDULE III****KENRUB**

31746.—Fan belt and vee belt. KENRUB LIMITED, a private Limited Company Incorporated in Kenya, of P.O. Box 45913, Nairobi. 1st February, 1984.

**IN CLASS 30—SCHEDULE III****"PRIDE"**

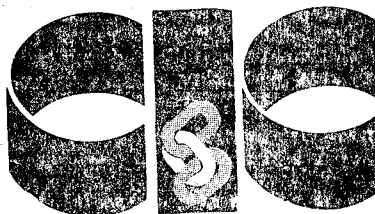
31655.—Coffee. M.A. PANDIT & Co., a business name registered in Kenya, of P.O. Box 82680, Mombasa. 30th December, 1983.

**IN CLASS 32—SCHEDULE III****CAMPA COLA**

31404.—Mineral and aerated waters and other non-alcoholic drinks, syrups and other preparations for making beverages. PURE DRINKS (NEW DELHI) LIMITED, a company organized and existing under the laws of India, of Sardar Mohan Singh Building, Connaught Lane, New Delhi-110 001, India, and c/o Messrs. Kaplan & Stratton, advocates, P.O. Box 40111, Nairobi. 19th August, 1983.

**IN CLASS 15—SCHEDULE III****MEDOX**

31686.—Pharmaceutical, veterinary and sanitary substances; infants' and invalids' foods; plasters, material for bandaging; material for stopping teeth, dental wax; disinfectants; preparations for killing weeds and destroying vermin, non-personal deodorants. CAPS (PRIVATE) LIMITED, a Zimbabwean company of Manchester Road, Southerton, Harare, Zimbabwe, and c/o Messrs. Kaplan & Stratton, advocates, P.O. Box 40111, Nairobi. 3rd January, 1983.

**IN CLASS 9—SCHEDULE III**

31645.—Video apparatus, a.o. video tapes, video cassettes, video discs (including needle, laser and/or other light read, as well as all other apparatus, to be used in connection with video discs (including needle, laser and/or other light read), as transmission and reproduction of sound and images, video textual devices, holograms, developed cinematographic and television films and electronic, photographic cinematographic, phonographic and communications instruments, apparatus and equipment. CINEMA INTERNATIONAL CORPORATION N.V., a limited liability company, organized and existing under the laws of the Kingdom of the Netherlands, of 175, Rijswijkstraat, Amsterdam (the Netherlands), and c/o Messrs. Kaplan & Stratton, advocates, P.O. Box 40111, Nairobi. 2nd December, 1983.

**IN CLASS 16—SCHEDULE III**

**Reginal Professional  
Designers**

31742.—All kinds of designs on paper and cardboards, cards, posters, pamphlets, books, stickers, teaching materials (not apparatus). REGINAL PROFESSIONAL DESIGNERS, Reginal Wanjiru Wakaba (a Kenyan African), of P.O. Box 52015, Nairobi. 27th January, 1984.

The two applications appearing hereunder are proceeding in the name of the **WELLCOME FOUNDATION LIMITED**, a company organized and existing under the laws of United Kingdom, manufacturers and merchants, of the Wellcome Building, 183 Euston Road, London NW1 2 BP, England, and c/o Messrs. Kaplan & Stratton, advocates, P.O. Box 40111, Nairobi.

## IN CLASS 1—SCHEDULE III

**WELLCOME**

30621.—Fine chemicals and drugs, all for use in industry and science; diagnostic and chemical reagent preparations and substances, all for in vitro use in relation to human and veterinary conditions. To be associated with TMA. No. 31622. 2nd December, 1982.

## IN CLASS 5—SCHEDULE III

30622.—Medicinal pharmaceutical and veterinary preparations and substances; vaccines, insecticides, additives for animal foodstuffs and foodstuffs for animals all being medicated; preparations for killing weeds and destroying vermin. To be associated with TMA. No. 31621. 2nd December, 1982.

The five applications appearing hereunder are proceeding in the name of **RICHTER GEDEON VEGYESZETI GYAR R.T.**, a body corporate organized under the laws of the Hungarian People's Republic, manufacturers and merchants, of Budapest X., Cserkesz u.63./Hungary, and c/o Messrs. Kaplan & Stratton, advocates, P.O. Box 40111, Nairobi.

## ALL IN CLASS 5—SCHEDULE III

**ARDUAN**

31747.—Pharmaceutical preparations having muscle relaxing properties for human and veterinary use. 30th January, 1984.

**NORCOLUT**

31748.—Medicines, medicine specialties, pharmacochemical preparations for human and veterinary use. 30th January, 1984.

**PIPERASCAT**

31749.—Pharmaceutical preparations namely anthelmintic medicines. 30th January, 1984.

**SEDUXEN**

31750.—Medicines, pharmaceutical and diagnostic preparations for human and veterinary purposes. 30th January, 1984.

**TOBANUM**

31751.—Pharmaceutical speciality acting on the central nervous system, the blood circulations and metabolism. 30th January, 1984.

## IN CLASS 5—SCHEDULE III

**RUG PATROL**

31753.—Insecticides, fresheners; all being for rugs and carpets. **A.H. ROBINS COMPANY, INCORPORATED**, a corporation organized and existing under the laws of the State of Virginia, United States of America, of 1407 Cummings Drive, P.O. Box 26609, Richmond, Virginia 23261-6609, United States of America, and c/o Messrs. Kaplan & Stratton, advocates, P.O. Box 40111, Nairobi. 1st February, 1984.

## IN CLASS 11—SCHEDULE III

**COMPACTA**

31740.—All goods included in class 11. **TOM CHANDLEY LIMITED**, a limited liability company organized and existing under the laws of England, of Windmill Lane, Industrial Estate, Windmill Lane, Denton, Manchester, England, and c/o Messrs. Hamilton Harrison & Mathews, advocates, P.O. Box 30333, Nairobi. 26th January, 1984.

## IN CLASS 5—SCHEDULE III



31562.—Medicated hair tonic. To be associated with TMA. No. 30971. **DIRECT DISTRIBUTORS**, distributors, of P.O. Box 32805, Nairobi. 28th October, 1983.

## IN CLASS 3—SCHEDULE III

**BRUT ROYALE**

31682.—Soaps, perfumery, essential oils, cosmetics, hair lotions, non-medicated bath and toilet preparations, dentifrices, and cosmetic powder boxes. **FABERGE, INCORPORATED**, a corporation organized and existing under the laws of the State of Minnesota, of 1345, Avenue of the Americas, New York, New York 10019, U.S.A., and c/o Messrs. Kaplan & Stratton, advocates, P.O. Box 40111, Nairobi. 28th December, 1983.

## IN CLASS 5—SCHEDULE III

**COPAZINE**

31695.—Pharmaceutical and veterinary products. **COSMOS LIMITED**, pharmaceutical manufacturers, of Busia Road, Industrial Area, P.O. Box 41433, Nairobi 10th January, 1984.

## IN CLASS 5—SCHEDULE III

**ANABEL**

31745.—Insecticides, fungicides, herbicides, preparations for killing weeds and destroying vermin. **MAY & BAKER LIMITED**, a British company, Chemical manufacturers, of Dagenham, Essex RM10 7XS, England, and c/o Messrs. Kaplan & Stratton, advocates, P.O. Box 40111, Nairobi. 30th January, 1984.

## IN CLASS 25—SCHEDULE III

**WINGS**

31744.—Clothing. **JESONS (THE MAN'S SHOP)**, a business name registered in Kenya, manufacturers, of P.O. Box 48247, Nairobi. 27th January, 1984.

The three applications appearing hereunder are proceeding in the name of **SHELL INTERNATIONAL PETROLEUM COMPANY LIMITED**, a British company incorporated under the laws of England, Merchants, of Shell Centre, London S.E.1., England, and c/o Messrs. Atkinson Cleasby & Satchu, advocates, P.O. Box 90121, Mombasa.

## ALL IN CLASS 5—SCHEDULE III

**ACARIFAS**

Application under section 32 (1) (b) of the Trade Marks Act.

31734.—Insecticides, larvicides, fungicides, herbicides and pesticides, molluscicides and nematocides, soil fumigants. 25th January, 1984.

**FASLANE**

Application under section 32 (1) (b) of the Trade Marks Act.

31735.—Insecticides, larvicides, fungicides, herbicides and pesticides, molluscicides and nematocides, soil fumigants. 25th January, 1984.

**FENFAS**

Application under section 32 (1) (b) of the Trade Marks Act.

31736.—Insecticides, larvicides, fungicides, herbicides and pesticides, molluscicides and nematocides, soil fumigants. 25th January, 1984.

IN CLASS 5—SCHEDULE III

**MONOPRIL**

31739.—Pharmaceuticals. E. R. SQUIBB & SONS INC., a Delaware Corporation, of Lawrenceville-Princeton Road, Princeton, New Jersey 08540, U.S.A., and c/o Messrs. Kaplan & Stratton, advocates, P.O. Box 40111, Nairobi. 26th January, 1984.

IN CLASS 5—SCHEDULE III

**TRASMOTIC**

31737.—Pharmaceutical preparations and substances. CIBA-GEIGY LIMITED, of Basle, Switzerland, and c/o Messrs. Atkinson Cleasby & Satchu, advocates, P.O. Box 90121, Mombasa. 25th January, 1984.

IN CLASS 5—SCHEDULE III

**LEVOSOL FORTE**

31733.—Pharmaceutical preparations for veterinary use. MAC'S PHARMACEUTICALS LTD., manufacturers and merchants, of off Dunga Road, Industrial Area, P.O. Box 43912, Nairobi, and c/o Mr. M. M. Chaudhri, advocate, P.O. Box 43912, Nairobi. 23rd January, 1984.

**CORRIGENDA**

TMA. No. 31102, UPLANDS & DEVICE in class 29 (schedule III) in the name of UPLANDS BACON FACTORY (KENYA) LIMITED, advertised in the Kenya Gazette of 23rd September, 1983, under Gazette Notice No. 3624 on page 1304. This application should have been associated with TMA. Nos. 5447, 9985 and 31103 instead of TMA. Nos. 5447, 9985, 31103 & 31182.

TMA. No. 31238, ROBINSON in class 25 (schedule III) in the name of ROBINSONS HOTELS GmbH & Co., KG, advertised in the Kenya Gazette of 7th October, 1983, under Gazette Notice No. 3805 on page 1398. The specification of goods in respect of this application should have read "Tee-Shirts and other items of clothing, including books, shoes and slippers" instead of "T and other items of clothing, including books, shoes and slippers".

10th February, 1984.

APPLICATION ADVERTISED BUT NOT PROCEEDING

TMA. No. 31485, KEN-SIP in class 32 (schedule III) in the name of PARIMAL PATEL, advertised in the Kenya Gazette of 14th October, 1983, under Gazette Notice No. 3892 on page 1430. This application has been withdrawn by the applicants, with effect from 24th November, 1983.

Nairobi,

10th February, 1984.

J. K. MUCHAE,

Deputy Registrar of Trade Marks.

GAZETTE NOTICE No. 581

**THE TRADE MARKS ACT**

(Cap. 506)

**REGISTERED USER**

IT IS notified for general information that pursuant to a request received in the Trade Marks Registry, State Law Office, Nairobi, on 25th January, 1984, the company whose name and address are given below has been entered in the Kenya's Register of Trade Marks as a registered user of the trade marks quoted below in respect of the goods for which the said trade marks are registered in Kenya.

*Registered proprietor.*—Roche Products Limited, a British limited liability company, of 40, Broadwater Road, Welwyn Garden City, Hertfordshire, England.

*Registered user.*—F Hoffman-La Roche & Co. Limited Company of Basel, Switzerland.

*Address for service.*—C/o Messrs. Atkinson, Cleasby & Satchu, advocates, P.O. Box 90121, Mombasa.

**Conditions and restrictions:**

1. The user will not use the said trade marks otherwise than in connection with goods manufactured from materials delivered by the proprietor unless the user is entitled to use materials of other origin by express agreement of the proprietor.

2. The user will not use the said trade marks otherwise than in accordance with the specifications laid down, directions given and information supplied by the proprietor from time to time.

3. The proprietor will have the right to inspect the goods and on request to be supplied by the user with the samples of such goods before they are distributed or sold.

4. The user will not use the said trade marks otherwise than by the permitted use or in such way as to cause or as to be likely to cause confusion and/or deception.

5. The permitted use will be without limit of time except that either party will have the option of terminating this agreement by giving three months notice in writing to the other party. If after notice in writing to either party from the other of any breach calling upon the first party to remedy same, such breach shall remain unremedied for one month, the party giving such notice shall have the right to terminate this agreement forthwith by notice in writing.

6. The user agrees that upon the termination of this agreement and the rights granted he will immediately discontinue to use the trade marks or any other word, name or device so closely similar in sound or appearance as to be likely to cause confusions with registered trade marks.

7. The user shall not be the sole registered user.

TMA. No.	Trade Mark	Class and Schedule
8146	ROVIMIX	5 (Schedule III)
8147	ROVIMIX	31 (Schedule III)
8148	ROVIFLAV	5 (Schedule III)
8149	ROVIFLAV	31 (Schedule III)
8395	LITRISON	5 (Schedule III)
8396	SUPRADYN	5 (Schedule III)
8814	ROVIGON	5 (Schedule III)
9703	PROTOVITE	5 (Schedule III)
9705	SARIDONE	5 (Schedule III)
10588	CAROPHYLL	5 (Schedule III)
10591	CAROPHYLL	31 (Schedule III)
16107	TIBERAL	5 (Schedule III)
20097	ROHYPNOL	5 (Schedule III)
20444	ASTEROL	5 (Schedule III)
25757	LEXOTANIL	5 (Schedule III)
29111	BEPANTHEN	5 (Schedule III)

Representations of the above-quoted trade marks can be seen at the Trade Marks Registry, State Law Office, Nairobi.

Nairobi,

10th February, 1984.

J. K. MUCHAE,

Deputy Registrar of Trade Marks.



GAZETTE NOTICE No. 582

## THE TRADE MARKS ACT

(Cap. 506)

## REGISTERED USER

IT IS notified for general information that pursuant to a request received in the Trade Marks Registry, State Law Office, Nairobi, on 30th November, 1982, the company whose name and address are given below has been entered in the Kenya's Register of Trade Marks as a registered user of the trade marks quoted below in respect of the goods for which the said trade marks are registered in Kenya.

**Registered proprietor.**—Unilever PLC., a British company, of Port Sunlight, Wirral, Merseyside, England.

**Registered user.**—East African Industries Limited, a company incorporated in Kenya, of Commercial Street, Nairobi, Kenya.

**Address for service.**—C/o Messrs. Kaplan & Stratton, advocates, P.O. Box 40111, Nairobi.

**Conditions and restrictions:**

1. The trade mark is to be used by the registered user in relation to the goods only so long as they have been manufactured, labelled and packed by it in accordance with the directions prescribed and given and from materials of a standard of quality approved from time to time by the registered proprietor and only so long as the registered proprietor has the right to be and is supplied on request with samples of the goods in the form in which they are packed and marketed.

2. It is not intended that the proposed registered user shall be the sole registered user of the said trade marks.

3. The proposed permitted use is without limit of period but is subject to the provisions for the termination thereof as set out in an agreement between the parties.

**TMA. No. 30623.**—"Fountain Device" in class 3 (schedule III) in respect of "soaps, perfumes, cosmetics, essential oils, non-medicated toilet preparations, preparations for the teeth and hair, anti-perspirants". Advertised in the Kenya Gazette of 13th May, 1983, under Gazette Notice No. 1866 on page 687.

**TMA. No. 30624.**—"Fountain Device" in class 5 (schedule III) in respect of deodorants, medicated toilet preparations, sanitary preparations, disinfectants. Advertised in the Kenya Gazette of 13th May, 1983, under Gazette Notice No. 1866 on page 687.

Representations of the above-quoted trade marks can be seen at the Trade Marks Registry, State Law Office, Nairobi, and/or in the publications of the Kenya Gazette whose particulars are quoted above.

J. K. MUCHAE,  
Deputy Registrar of Trade Marks.

GAZETTE NOTICE No. 583

## THE TRADE MARKS ACT

(Cap. 506)

## REGISTERED USER

IT IS notified for general information that pursuant to a request received in the Trade Marks Registry, State Law Office, Nairobi, on 2nd April, 1981, the company whose name and address are given below has been entered in the Kenya's Register of Trade Marks as a registered user of the trade marks quoted below in respect of the goods for which the said trade marks are registered in Kenya.

**Registered proprietor.**—Avis Rent a Car System Inc., a corporation organized and existing under the laws of the State of Delaware, United States of America, of 900 Old County Road, Garden City, Long Island, State of New York, United States of America.

**Registered user.**—Kenya Rent a Car Ltd., a company incorporated under the laws of Kenya, of P.O. Box 49795, Nairobi, Kenya.

**Address for service.**—C/o Messrs. Kaplan & Stratton, advocates, P.O. Box 40111, Nairobi.

**Conditions and restrictions:**

1. The proprietor grants user the non-exclusive right to the use of the said trade marks upon or in connection with the goods set forth in the attached schedule, but only so long as such goods are manufactured by user in accordance with standards, specifications and instructions furnished and or

approved by proprietor from time to time. The user will join the proprietor in making application for the purpose of the securing of the registration of the user as a registered user.

2. The user undertakes to use the said trade marks upon and in connection with the goods set forth in the attached schedule, but only so long as such goods are manufactured in accordance with standards, specifications and instructions supplied and approved by the proprietor and only upon and in connection with such goods.

3. The proprietor or the authorized representative thereof shall have the right at all reasonable times to inspect the finished goods upon and in connection with which the said trade marks are to be used as the proprietor considers necessary to carry out inspection as part of appropriate quality control. The proprietor or the authorized representative thereof shall also have the right to receive from time to time, without charge, a reasonable number of samples of the goods.

4. The user shall submit to the proprietor or the authorized representative thereof for approval, in the manner in which the proprietor shall direct, all packages, labels, advertising and other material on which the said trade marks appear and the user specifically undertakes to amend to the satisfaction of the proprietor any such packaging, labels, advertising and other material which are not approved by the proprietor.

5. This agreement is personal to the user and shall not be assignable by the user without the prior written consent of the proprietor.

6. This agreement shall be without limit of period, provided that the proprietor shall have the right to terminate this agreement without cause on ninety (90) days written notice. The foregoing notwithstanding, the agreement may be terminated by the proprietor automatically in the event of bankruptcy or judicial or administrative declaration of insolvency of the user, or in the event of government expropriation of any of the assets of the user which relates to the users activities contemplated by the present agreement.

7. Upon cancellation of the agreement for whatever reason, the user shall forthwith cease using the licensed trade marks or any marks similar thereto as trade marks, trading name, company names or parts or trading or company names or in any manner whatsoever.

8. The proprietor may demand to cancel this agreement and it will have the legal effect of cancellation of the permitted user entry at the trade mark or patent office.

**TMA. No. 28420.**—"Avis" in class 12 (schedule III) in respect of "all goods included in class 16". Advertised in the Kenya Gazette of 4th September, 1981, under Gazette Notice No. 2728 on page 1140.

**TMA. No. 28421.**—"Avis" in class 16 (schedule III) in respect of "all goods included in class 16". Advertised in the Kenya Gazette of 4th September, 1981, under Gazette Notice No. 2728 on page 1140.

Representations of the above-quoted trade marks can be seen at the Trade Marks Registry, State Law Office, Nairobi, and/or in the publications of the Kenya Gazette whose particulars are quoted above.

J. K. MUCHAE,  
Deputy Registrar of Trade Marks.

GAZETTE NOTICE No. 584

## THE TRADE MARKS ACT

(Cap. 506)

## REGISTERED USER

IT IS notified for general information that pursuant to a request received in the Trade Marks Registry, State Law Office, Nairobi, on 25th September, 1980, the company whose name and address are given below has been entered in the Kenya's Register of Trade Marks as a registered user of the trade marks quoted below in respect of the goods for which the said trade marks are registered in Kenya.

**Registered proprietor.**—Norcros Investments Limited, a British company, of Reading Bridge House, Reading, Berkshire RG1 8PP, England.

**Registered user.**—Cego (Engineering) Limited, a British company, of Western Road, Silver End, Witham, Essex CM8 3QB, England.

**Address for service.**—C/o Messrs. Kaplan & Stratton, advocates, P.O. Box 40111, Nairobi.

**Conditions and restrictions:**

1. It is not intended that the user shall be the sole registered user of the aforesaid trade mark.

2. The proposed permitted use of the trade mark in relation to goods is to be without limit of period so long as the proprietor and the user remain effectively under the common control of Norcros Limited.

**TMA. No. 27837.**—"Arcidex" in class 6 (schedule III) in respect of unwrought and partly wrought common metals and their alloys, building materials made wholly or principally of common metal or alloys of common metal and fittings included in class 6 for buildings, windows and window frames, doors and door frames, and structural members included in class 6 for facias for buildings, and for partitions, screens and shop fronts and parts of and fittings for the foregoing included in class 6, plates, strips, extrusions and shaped sections of common metal, window and door furniture, clips, bolts, fasteners, hinges and pivots all made of common metal and included in class 6. Advertised in the Kenya Gazette of 30th January, 1981, under Gazette Notice No. 323 on page 141.

**TMA. No. 27838.**—"Arcidex" in class 19 (schedule III) in respect of "non-metallic building materials, glazing, windows and window frames, doors and door frames, all made of non-metallic materials, structural elements included in class 19 for facias for buildings, for partitions, for screens and for shop fronts, greenhouses, not being fixed, metal structures, portable buildings, and parts of and fittings included in class 19 for all the aforesaid goods, plates strips, extrusions and shaped sections included in class 19, pivots included in class 19". Advertised in the Kenya Gazette of 30th January, 1983, under Gazette Notice No. 323 on page 141.

Representations of the above-quoted trade marks can be seen at the Trade Marks Registry, State Law Office, Nairobi, and/or in the publications of the Kenya Gazette whose particulars are quoted above.

J. K. MUCHAE,  
Deputy Registrar of Trade Marks.

GAZETTE NOTICE No. 585

**THE PATENTS REGISTRATION ACT**

(Cap. 508)

**ORIGINAL ENTRY**

IT IS notified for general information that a letters patent particulars of which appear in the schedule hereto was registered as No. P3296 of 1983, in the Kenya Register of Patents, on 8th June, 1983.

**SCHEDULE**

**No. of application.**—P3296.

**Date of application.**—8th June, 1983.

**Name of applicant.**—J. B. Tillott Limited, a British company, of 25 Harley Street, London W. 1, England.

**Particulars of grant in the United Kingdom:**

**No.**—2,006,011B.

**Date.**—30th October, 1978.

**Date of filing complete specification.**—4th August, 1977.

**Complete specification published.**—2nd May, 1979.

**Nature of invention.**—Carminative preparation containing peppermint oil.

**Documents, etc., filed in registry:**

(a) One certified copy of the specification (including drawings and "office copy" of letters patent) of the United Kingdom Patent.

(b) Certificate of the Comptroller-General of the United Kingdom Patent Office.

(c) Authorization in favour of Messrs. Atkinson, Cleasby & Satchu, advocates, P.O. Box 90121, Mombasa.

Nairobi,  
10th February, 1984.

J. K. MUCHAE,  
Deputy Registrar of Patents.

GAZETTE NOTICE No. 586

**THE PATENTS REGISTRATION ACT**

(Cap. 508)

**ORIGINAL ENTRY**

IT IS notified for general information that a letters patent particulars of which appear in the schedule hereto was registered as No. P3361 of 1984, in the Kenya Register of Patents, on 8th December, 1984.

**SCHEDULE**

**No. of application.**—P3361.

**Date of application.**—8th December, 1984.

**Name of applicant.**—The Wellcome Foundation Limited (a British company) of 183-193 Euston Road, London NW1 2BP, England.

**Particulars of grant in the United Kingdom:**

**No.**—1,579,822.

**Date.**—28th January, 1981.

**Date of filing complete specification.**—7th March, 1977.

**Complete specification published.**—26th November, 1980.

**Nature of invention.**—Tetrahydroisoquinolinium muscle relaxants.

**Documents, etc., filed in registry:**

(a) One certified copy of the specification (including drawings and "office copy" of letters patent) of the United Kingdom Patent.

(b) Certificate of the Comptroller-General of the United Kingdom Patent Office.

(c) Authorization in favour of Messrs. Lysaght & Co., c/o Barclays Bank of Kenya Ltd., Moi Avenue Branch, P.O. Box 30116, Nairobi.

Nairobi,  
9th February, 1984.

J. K. MUCHAE,  
Deputy Registrar of Patents.

GAZETTE NOTICE No. 587

**THE PATENTS REGISTRATION ACT**

(Cap. 508)

**ORIGINAL ENTRY**

IT IS notified for general information that a letters patent particulars of which appear in the schedule hereto was registered as No. P3369 of 1984, in the Kenya Register of Patents, on 30th January, 1984.

**SCHEDULE**

**No. of application.**—P3369.

**Date of application.**—30th January, 1984.

**Name of applicant.**—Societe des Produits Nestle S.A., a Swiss body corporate, of P.O. Box 353, 1800 Vevey Switzerland.

**Particulars of grant in the United Kingdom:**

**No.**—2,084,848B.

**Date.**—8th October, 1980.

**Date of filing complete specification.**—30th September, 1981.

**Complete specification published.**—21st April, 1982.

**Nature of invention.**—Process for extracting caffeine.

**Documents, etc., filed in registry:**

(a) One certified copy of the specification (including drawings and "office copy" of letters patent) of the United Kingdom Patent.

(b) Certificate of the Comptroller-General of the United Kingdom Patent Office.

(c) Authorization in favour of Messrs. Kaplan & Stratton, advocates, P.O. Box 40111, Nairobi.

Nairobi,  
10th February, 1984.

J. K. MUCHAE,  
Deputy Registrar of Patents.

GAZETTE NOTICE No. 588

## PROBATE AND ADMINISTRATION

TAKE NOTICE that after thirty days from the date of this Gazette, I intend to apply to the High Court at Mombasa for representation of the estates of the persons named in the second column of the schedule hereto, who died on the dates respectively set forth against their names

And further take notice that all persons having any claims against or interests in the estates of the said deceased persons are required to prove such claims or interests before me within two months from the date of this Gazette, after which date the claims and interests so proved will be paid and satisfied and the several estates distributed according to law

## SCHEDULE

Public Trustee's Cause No.	Name of Deceased	Address	Date of Death	Testate or Intestate
108/83	Isaac Nyando Simion .. .. .	Kokotoni, Rabai, Kilifi District .. .. .	30-11-82	Intestate
110/82	Ali Chiti Mfungizo .. .. .	Kisauni, Mombasa .. .. .	11-10-79	Intestate
185/83	Abdulla Swaleh Hiriz also known as Abdullah bin Saleh. .. .. .	Kongowea, Kisauni, Mombasa District .. .. .	22-10-83	Intestate
7/84	Kiti Sofwa Kondo .. .. .	Kaloleni, Girama, Kilifi District .. .. .	7-5-83	Intestate
48/83	Mwanahija Hamisi Mwasambirwa .. .. .	Denyenye, Ng'ombeni, Kwale District .. .. .	1977	Intestate
19/83	James Gikunji Maringa .. .. .	Thumaita, Mwirua, Kirinyaga District .. .. .	18-12-80	Intestate
239/82	Haji Abdalla Mahale .. .. .	Lamu Town, Lamu District .. .. .	1979	Intestate
194/83	Salim Mohamed .. .. .	Ng'ombeni, Kwale, District .. .. .	21-1-83	Intestate
126/83	Samuel Paul Hadavu .. .. .	Milalufu, Hela, Tana River .. .. .	18-1-80	Intestate
37/83	Mofa Molulu .. .. .	Mlango, Kifilani, Kitui .. .. .	2-9-82	Intestate

Mombasa,  
25th January, 1984.

W. K. RICHU,  
Assistant Public Trustee.

GAZETTE NOTICE No. 589

## IN THE HIGH COURT OF KENYA AT NAIROBI

## PROBATE AND ADMINISTRATION

TAKE NOTICE that applications having been made in this court in:

## CAUSE No. 766 OF 1983

By Mary Waithira Ngugi, of P.O. Box 24, Ruiru in Kenya, the deceased's widow through R. O. Onyimbo, advocate, of Nairobi in Kenya, for a grant of letters of administration intestate to the estate of Ngugi Njoroge, late of Gatundu in Kiambu District in Kenya, who died there on 12th March, 1982.

## CAUSE No. 67 OF 1984

By Marcus Nyanjwa, of P.O. Box 15, Homa Bay in Kenya, the deceased's father through Messrs. Nyauchi & Co., advocates, of Nairobi in Kenya, for a grant of letters of administration intestate to the estate of Peter Awino Nyanjwa, late of South Nyanza in Kenya, who died at Nairobi, on 10th August, 1981.

## CAUSE No. 68 OF 1984

By Chege Kamau, of P.O. Box 61, Uplands in Kenya, the eldest son of the deceased for a grant of letters of administration intestate to the estate of Beth Nyaguthii Kamau, late of Lari in Kenya, who died at Nazareth Hospital in Kenya, on 3rd May, 1976.

## CAUSE No. 87 OF 1984

By (1) John Darragh Mostyn Silvester and (2) John Edward Leslie Bryson, both of P.O. Box 30333, Nairobi in Kenya, the executors named in the deceased's will through Messrs. Hamil-

ton Harrison & Mathews, advocates, of Nairobi aforesaid, for a grant of probate of the will of Sir Ernest Albert Vasey, late of Nairobi, who died there on 10th January, 1984.

## CAUSE No. 88 OF 1984

By Lutufali Maherali, of P.O. Box 90380, Nairobi in Kenya, the duly constituted attorney of Gulbanu Amirali Rajabali Nanji, the deceased's sister through Messrs. Shapley Barret & Co., advocates, of Nairobi, aforesaid for a grant of letters of administration intestate to the estate of Zarina Magan Mawji, late of Nairobi, who died at North Vancouver, British Columbia, Canada, on 2nd December, 1979.

## CAUSE No. 89 OF 1984

By Beth Wangui Mwangi, of P.O. Olenguruone via Molo in the Republic of Kenya, the deceased's widow for a grant of letters of administration intestate to the estate of Rufus Mwangi Kairu, late of Nakuru in Kenya, who died at Nairobi in Kenya, on 17th May, 1978.

## CAUSE No. 91 OF 1984

By Amrit Kauri Kalsi, of P.O. Box 18321, Nairobi in Kenya, the deceased's widow through G. S. Pall, advocate, of Nairobi, aforesaid for a grant of letters of administration intestate to the estate of Surinder Singh Kalsi, late of Nairobi aforesaid, who died there on 16th November, 1983.

The court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered within thirty (30) days from the date of publication of this notice in the Kenya Gazette.

M. F. PATEL,  
Nairobi,  
13th February, 1984.  
Senior Deputy Registrar,  
High Court of Kenya, Nairobi.

Note.—The wills mentioned above have been deposited in and are open to inspection at the court.

## GAZETTE NOTICE No. 590

IN THE HIGH COURT OF KENYA  
AT MOMBASA DISTRICT REGISTRY  
PROBATE AND ADMINISTRATION

TAKE NOTICE that an application having been made in this court in:

CAUSE No. 7 of 1984

By Barclays Bank Trust Company of Kenya Limited, the executor named in the will of the deceased, through Messrs. Bryson, Inamdar and Bowyer, advocates, of Mombasa in Kenya, for a grant of probate of the will of the late Miss Irene Joyce Innes, of Mombasa in Kenya, who died on 7th September, 1983, at Nanyuki in Kenya.

The court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered within thirty (30) days from the date of publication of this notice in Kenya Gazette.

J. A. MANGO,  
Deputy Registrar,  
High Court of Kenya,  
Law Courts, Mombasa.

Mombasa,  
31st January, 1984.

Note.—The will mentioned above has been deposited in and is open to inspection at the court.

## GAZETTE NOTICE No. 591

IN THE HIGH COURT OF KENYA  
AT MOMBASA DISTRICT REGISTRY

IN THE MATTER OF THE ESTATE OF KHAMIS  
MASOUD KHAMIS ZEHMY OF MOMBASA IN KENYA  
PROBATE AND ADMINISTRATION

CAUSE No. 108 of 1983

LET ALL the parties concerned take notice that a petition for a grant of probate of the will of the above-named deceased who died at Mombasa, on 26th July, 1982, has been filed in this registry by (1) Awadh Swaleh and (2) Masoud Khamis, both of P.O. Box 80447, Mombasa, in their capacity as the executors named in the deceased's will, through K. M. Karimbhai, advocate, of Mombasa.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

J. A. MANGO,  
Deputy Registrar,  
High Court of Kenya,  
Law courts, Mombasa.

Mombasa,  
26th October, 1983.

Note.—The will mentioned above has been deposited in and is open to inspection at the court.

## GAZETTE NOTICE No. 592

IN THE HIGH COURT OF KENYA AT NAKURU  
PROBATE AND ADMINISTRATION

TAKE NOTICE that an application having been made in this court in:

CAUSE No. 1 of 1984

By James Othoro, of P.O. Box 41, Rongai in the Republic of Kenya, for a grant of letters of administration intestate to the estate of Shadrack Odera Riaga, late of P.O. Box 41, Rongai in the Republic of Kenya, who died at Nakuru on 28th October, 1983.

The court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered within thirty (30) days from the date of publication of this notice in the Kenya Gazette.

Dated the 7th February, 1984.

R. S. C. OMOLO,  
District Delegate,  
High Court of Kenya, Nakuru.

## GAZETTE NOTICE No. 593

IN THE HIGH COURT OF KENYA AT NAKURU  
PROBATE AND ADMINISTRATION

TAKE NOTICE that an application having been made in this court in:

CAUSE No. 2 of 1984

By Milka Waringa Wamagata, of P.O. Box 288, Nakuru in the Republic of Kenya, through Messrs. Maraga & Co., advocates, of P.O. Box 671, Nakuru, for a grant of letters of administration intestate to the estate of Wallace Wamagata, late of P.O. Box 288, Nakuru in the Republic of Kenya, who died at Nakuru, on 9th July, 1981.

The court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered within thirty (30) days from the date of publication of this notice in the Kenya Gazette.

Dated the 7th February, 1984.

R. S. C. OMOLO,  
District Delegate,  
High Court of Kenya, Nakuru.

## GAZETTE NOTICE No. 594

IN THE HIGH COURT OF KENYA AT ELDORET  
PROBATE AND ADMINISTRATION

TAKE NOTICE that an application having been made in this court in:

CAUSE No. 32 of 1983

By John Waring'u Gichigi, of P.O. Box 1042, Eldoret in the Republic of Kenya, for a grant of letters of administration intestate to the estate of the late Anthony Gichigi Wairire, of P.O. Box 1042, Eldoret in Uasin Gishu District, who died there on 25th October, 1983.

The court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered within thirty (30) days from the date of publication of this notice in the Kenya Gazette.

Dated at Eldoret the 7th February, 1983.

F. A. MABELE,  
Acting District Delegate,  
High Court of Kenya, Eldoret.

## GAZETTE NOTICE No. 595

IN THE HIGH COURT OF KENYA AT KISUMU  
PROBATE AND ADMINISTRATION

SUCCESSION CAUSE No. 88 of 1983

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of Mary Chepkemai Langat, who died at Kisiara Sub-location, Kericho, on 27th November, 1981, has been filed in this registry by Erick Cheruiyot Rono, of Kisiara Sub-location, Kericho District, in his capacity as the son of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 4th November, 1983.

R. S. C. OMOLO,  
Deputy Registrar,  
High Court of Kenya, Kisumu.

## GAZETTE NOTICE No. 596

**IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT THIKA**  
**IN THE MATTER OF THE ESTATE OF MUMU CHIENI  
OF NDARUGU, KIAMUNYAKA, GATUNDU DIVISION  
KIAMBU DISTRICT**

**PROBATE AND ADMINISTRATION**

SUCCESSION CAUSE No. 6 OF 1984

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased who died at Ndarugu Location, Kiambu District, on 17th June, 1968, has been filed in this registry by Wangoi Wanyioke, of P.O. Box 639, Thika, as an administratrix of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 31st January, 1984.

**H. R. AGGARWAL,**  
*District Registrar, Thika.*

## GAZETTE NOTICE No. 597

**IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT THIKA**

**IN THE MATTER OF THE ESTATE OF DANIEL  
GATHURA MURU OF KAGAA VILLAGE, MUGOIRI  
LOCATION, MURANG'A DISTRICT**

**PROBATE AND ADMINISTRATION**

SUCCESSION CAUSE No. 10 OF 1984

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased who died at Karatu, Ndarugu, Kiambu District, on 2nd July, 1973, has been filed in this registry by Mwangi Muru, of P.O. Box 101, Kahuro, as an administrator of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 24th January, 1984.

**H. R. AGGARWAL,**  
*District Registrar, Thika.*

## GAZETTE NOTICE No. 598

**IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT THIKA**

**IN THE MATTER OF THE ESTATE OF KINYUNGU  
NJUGUNA OF NAARO VILLAGE, KANDARA DIVISION  
MURANG'A DISTRICT**

**PROBATE AND ADMINISTRATION**

SUCCESSION CAUSE No. 12 OF 1984

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased who died at Naaro Village, Murang'a District, on 15th November, 1964, has been filed in this registry by Wathika Kinyungu, of P.O. Box 177, Thika, as an administratrix of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of the publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 26th January, 1984.

**H. R. AGGARWAL,**  
*District Registrar, Thika.*

## GAZETTE NOTICE No. 599

**IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT THIKA**

**IN THE MATTER OF THE ESTATE OF WANJIKU  
WARURU OF RIANDEGWA VILLAGE, GACHANJURU  
LOCATION, KANDARA DIVISION, MURANG'A  
DISTRICT**

**PROBATE AND ADMINISTRATION**

SUCCESSION CAUSE No. 13 OF 1984

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased who died at Kabati Village, Gachanjuru Location, Murang'a District, on 9th June, 1980, has been filed in this registry by Samuel Kaboi Waruru, of P.O. Box 64, Thika, as an administrator of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 26th January, 1984.

**H. R. AGGARWAL,**  
*District Registrar, Thika.*

## GAZETTE NOTICE No. 600

**IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT THIKA**

**IN THE MATTER OF THE ESTATE OF ZAKARIA  
WANGOTO GIKONYO OF MANGU SUB-LOCATION  
NGENDA LOCATION, GATUNDU DIVISION, KIAMBU  
DISTRICT**

**PROBATE AND ADMINISTRATION**

SUCCESSION CAUSE No. 14 OF 1984

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased who died at Mangu Village, Kiambu, on 15th April, 1965, has been filed in this registry by (1) Apolon Mugane Wangoto and (2) Maria Njoki Wangoto, both of P.O. Box 298, Thika, as an administrator and administratrix, respectively, of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 30th January, 1984.

**H. R. AGGARWAL,**  
*District Registrar, Thika.*

## GAZETTE NOTICE No. 601

**MARITHA ASUNA OUKE, DECEASED**

NOTICE is given pursuant to section 29 of the Trustee Act (Cap. 167), that any person having a claim against or an interest in the estate of the late Maritha Asuna Ouko, of P.O. Box 25, Muhoroni in the Republic of Kenya, who died on 28th June, 1982, is required to send particulars in writing of his, her or its claim or interest to the undersigned before 10th April, 1984, after which date the administrator will distribute the estate among the persons entitled thereto having regard only to the claims and interests of which he will have had notice and will not as respects the property so distributed be liable to any person of whose claim he shall not have had notice.

Dated at Nairobi the 10th February, 1984.

**NYAMWEYA, OSORO & NYAMWEYA,**  
*Advocates,  
International House,  
Sixth Floor,  
P.O. Box 14339, Nairobi.*

## GAZETTE NOTICE No. 602

## DAVID MOGAKA NYAMWEYA, DECEASED

NOTICE is given pursuant to section 29 of the Trustee Act (Cap. 167), that any person having a claim against or an interest in the estate of the late David Mogaka Nyamweya, of P.O. Box 337, Kisii in the Republic of Kenya, who died on 22nd September, 1983, is required to send particulars in writing of his, her, or its claim or interest to the undersigned before 10th April, 1984, after which date the administrators will distribute the estate among the persons entitled thereto having regard only to the claims and interests of which they will have had notice and will not as respects the property so distributed be liable to any person of whose claim they shall not have had notice.

Dated at Nairobi the 10th February, 1984.

NYAMWEYA, OSORO & NYAMWEYA,  
*Advocates,*  
*International House,*  
*Sixth Floor,*  
*P.O. Box 14339, Nairobi.*

## GAZETTE NOTICE No. 603

THE BANKRUPTCY ACT  
(Cap. 53)

## ADJOURNED PUBLIC EXAMINATION

*Debtor's name.*—Gordon Onyango.  
*Address.*—P.O. Box 57674, Nairobi.  
*Description.*—Fish merchant.  
*Court.*—High Court of Kenya at Nairobi.  
*No.*—B.C. 1 of 1981.  
*Date of adjourned public examination.*—9th March, 1984.  
*Hour.*—10.30 a.m.  
*Place.*—The Law Courts, Nairobi.

Nairobi, M. L. HANDA,  
13th February, 1984. *Senior Deputy Official Receiver.*

## GAZETTE NOTICE No. 604

THE COMPANIES ACT  
(Cap. 486)PEARSONS LIMITED  
WINDING-UP

NOTICE is given in terms of section 272 (1) of the Companies Act, that at an extraordinary general meeting of the above-named company, duly convened and held at "Kirungii", Ring Road, Westlands, Nairobi, on Thursday, 9th February, 1984, a special resolution was duly passed for the winding-up of the above-named company.

Dated the 9th February, 1984.

D. M. AJMERA,  
*Director.*

## GAZETTE NOTICE No. 605

THE COMPANIES ACT  
(Cap. 486)

## CREDITORS' VOLUNTARY WINDING-UP

*Name of company.*—Pearsons Limited.  
*Address of registered office.*—L.R. No. 209/2555, Ghale House, Moi Avenue, Nairobi.  
*Registered postal address.*—P.O. Box 47440, Nairobi.  
*Nature of business.*—Trading in architectural components.  
*Liquidator's name.*—Ewan Alexander Davidson.  
*Address.*—P.O. Box 40092, Nairobi.  
*Date of appointment.*—9th February, 1984.  
*By whom appointment.*—Members and creditors.  
*Date fixed by liquidator for lodgement of claims.*—31st March, 1984.

Dated the 9th February, 1984.

E. A. DAVIDSON,  
*Liquidator.*

## GAZETTE NOTICE No. 606

THE COMPANIES ACT  
(Cap. 486)

## NOTICE OF FIRST MEETINGS

*Name of company.*—Schemes Limited.  
*Address of registered office.*—2nd floor, Rahemtulla Trust Building, Moi Avenue, Nairobi.  
*Registered postal address.*—P.O. Box 45372, Nairobi.  
*Nature of business.*—Construction.  
*Court.*—High Court of Kenya at Nairobi.  
*No. of matter.*—Winding-up cause No. 14 of 1983.

## Creditors:

*Date.*—9th March, 1984.

*Hour.*—2.30 p.m.

*Place.*—Conference room, 5th floor, Sheria House, Harambee Avenue, Nairobi.

## Contributories:

*Date.*—9th March, 1984.

*Hour.*—2.15 p.m.

*Place.*—Conference room, 5th floor, Sheria House, Harambee Avenue, Nairobi.

Nairobi, M. L. HANDA,  
31st January, 1984. *Senior Deputy Official Receiver and Provisional Liquidator.*

## GAZETTE NOTICE No. 607

IN THE MATTER OF THE COMPANIES ACT  
(Cap. 486)

AND

IN THE MATTER OF PAPERWARE LIMITED  
IN THE HIGH COURT OF KENYA AT NAIROBI  
WINDING-UP CAUSE No. 2 OF 1984

NOTICE is given that the petition for the winding-up of the above-named company by the high court was on 4th January, 1984, presented to the said court by Kenya Industrial Estates Limited, a limited liability company incorporated in Kenya and having its registered office at Nairobi in Kenya, a creditor of the above-named company and that the said petition is directed to be heard before the court sitting at Nairobi, at 10 o'clock in the morning on 24th February, 1984, and any creditor or contributory of the said company desirous to support or oppose the making of an order on the said petition hereof may appear at the time of hearing in person or by his advocate for that purpose and a copy of the petition will be forwarded to the undersigned to any creditor or contributory of the company requiring such copy on payment of the regulated charges for the same.

J. K. KIBICHO & COMPANY,  
*Advocates for the Petitioner,*  
*Baring Arcade,*  
*Kenyatta Avenue,*  
*P.O. Box 73137, Nairobi.*

## NOTE

Any person who intends to appear on the hearing of the said petition must serve or send by post to the above-named, at once in writing of his intention so to do. The notice must state the name and address of the person or a firm and must be signed by the person or firm or his or their advocates, if any, and must be served or if posted must be sent in sufficient time so as to reach the above-named not later than 4 o'clock in the afternoon on 23rd February, 1984.

## GAZETTE NOTICE No. 608

IN THE MATTER OF THE COMPANIES ACT  
(Cap. 486)

AND

IN THE MATTER OF THE GATUNDU DEVELOPMENT  
COMPANY LIMITED

## MEMBERS VOLUNTARY WINDING-UP

*Name of company.*—Gatundu Development Company Limited.  
*Address of registered office.*—L.R. 209/4295, 14th floor, Electricity House, Harambee Avenue, P.O. Box 47089, Nairobi.

Registered postal address.—P.O. Box 62684, Nairobi.

Nature of business.—Investment company.

Liquidators.—Charles Kibe Karanja, of P.O. Box 53104, Nairobi and John Stuart Armitage, of P.O. Box 67498, Nairobi.

Date of appointment.—2nd February, 1984.

By whom appointment.—By special resolution of the company.

Dated the 6th February, 1984.

C. K. KARANJA,  
J. S. ARMITAGE,  
Joint Liquidators.

GAZETTE NOTICE NO. 609

IN THE MATTER OF THE COMPANIES ACT  
(Cap. 486)

AND

IN THE MATTER OF GATUNDU DEVELOPMENT  
COMPANY LIMITED

MEMBERS VOLUNTARY WINDING-UP

NOTICE is given that at an extraordinary general meeting of the members of Gatundu Development Company Limited held on 2nd February, 1984, at the offices of Citizen Registrars Limited, Electricity House, Harambee Avenue, Nairobi, the following resolution was passed:

"That the company be and is hereby voluntarily wound-up and that Charles Kibe Karanja, of P.O. Box 53104, Nairobi and John Stuart Armitage, of P.O. Box 67498, Nairobi, be and are hereby appointed joint liquidators for the purposes of winding-up the affairs of the company".

The creditors of the company are required on or before 28th February, 1984, to send full particulars of all claims they may have against the company to the undersigned, the joint liquidators of the said company, and if so required, by notice in writing from the joint liquidators personally or by their advocates to come and prove their debts or claims set out in such notice or in default thereof they will be excluded from the benefit of any distribution made before such debts are proved.

C. K. KARANJA,  
J. S. ARMITAGE,  
Joint Liquidators.

GAZETTE NOTICE NO. 610

THE SOCIETIES RULES

(Cap. 108, Sub. Leg.)

PURSUANT to rule 14 of the Societies Rules, notice is given that:

- The societies listed in the first schedule hereto have been registered.
- The registration of the society listed in the second schedule hereto has been cancelled under the provision of the Societies Act.

FIRST SCHEDULE

Name of Society	Date of Registration
Sepu Football Club	12-1-84
Gituru Football Club	12-1-84
Kenya Breweries Football Club, Kisumu	12-1-84
Kenya Re Sports Club	12-1-84
Kariene Rangers Football Club	13-1-84
Coments Football Club	13-1-84
Rock Rangers Football Club	13-1-84
Mugwi Football Club	13-1-84
Nyanza Water Development Welfare and Sports 1982 Association	13-1-84
Bunyore Isindu Welfare Society	13-1-84
Butere Boys' Secondary School Parents and Teachers Association	13-1-84
Kenya Basic Education Heads Association	13-1-84
Gusaki Welfare Society	13-1-84
Sosonga Women Society	13-1-84
Brahma Kumaris Raja Yoga Centre, Kisumu Branch	13-1-84

Name of Society	Date of Registration
Kyumba Welfare Association	23-1-84
Christian Women Self Help Society, Catholic Diocese of Machakos	23-1-84
Rironi Sports Club	24-1-84
Kingoti United Football Club	26-1-84
Save the Children Centre	30-1-84
New Kaani Development and Welfare Association	30-1-84
Chloride Football Club	30-1-84
Mataatu Vehicle Owners Association, Kawangware Branch	30-1-84
Kawangware Sports Club	6-2-84
Motcom Football Club	6-2-84
Bomar Football Club	6-2-84
Pan Hard Football Club	6-2-84
Hambaga Football Club	6-2-84
Vihiga Young Sports Football Club	6-2-84
Mitahato Umoja Football Club	6-2-84
Comeback Club	6-2-84
Mutituni Football Club	6-2-84
Dam Construction Unit 5 Football Club	6-2-84
Twiga Tigers Football Club	6-2-84
Elianto Sports Club	6-2-84
Karura Rangers Football Club	6-2-84
Kenya Engineering Industries Football Club	7-2-84
Riverside Commandos Sports Club	7-2-84
New Nyairu Welfare Association	7-2-84
Majid Mussa Fund Raising Committee	7-2-84
Tuesso Darts and Social Club	7-2-84
Chavakali Youth Association	7-2-84
Wikwatyo wa Mui Society	7-2-84
Kiio Welfare and Development Association	7-2-84
Isovyo Funeral Society	7-2-84
Kamaka Society	7-2-84
Kwiyaka Welfare Association	7-2-84
Chini Social Club	8-2-84
Muingusya Welfare Association	8-2-84
Simbi Welfare Society	8-2-84
Bonaza Society	8-2-84
Parkroad Welfare Society	8-2-84

SECOND SCHEDULE

Name of Society	Date of Cancellation
Dandora Mwireri Group	24-1-84

Dated at Nairobi the 10th February, 1984.

O. J. NGUGI,  
Assistant Registrar of Societies.

GAZETTE NOTICE NO. 611

THE JUBILEE INSURANCE COMPANY LIMITED

(Incorporated in Kenya)

Head Office: P.O. Box 30376, Nairobi

LOSS OF POLICY

Policy No. 113172 in the name of Joseph Odhiambo Ochieng

APPLICATION has been made to this company for the issue of duplicate of the above-numbered policy, the original having been reported as lost or misplaced. Notice is given that unless objection is lodged to the contrary at the office of the company within thirty (30) days from the date of this notice, duplicate policy will be issued, which will be the sole evidence of the contract.

Nairobi,  
10th February, 1984.

P. MBOSS,  
Life Manager.

## GAZETTE NOTICE No. 612

## THE JUBILEE INSURANCE COMPANY LIMITED

(Incorporated in Kenya)

Head Office: P.O. Box 30376, Nairobi

## LOSS OF POLICY

*Policy No. 110752 in the name of Laban Mugodo Kisanya*

APPLICATION has been made to this company for the issue of duplicate of the above-numbered policy, the original having been reported as lost or misplaced. Notice is given that unless objection is lodged to the contrary at the office of the company within thirty (30) days from the date of this notice, duplicate policy will be issued, which will be the sole evidence of the contract.

Nairobi,  
2nd February, 1984.

P. MBOSS,  
Life Manager.

## GAZETTE NOTICE No. 613

## THE JUBILEE INSURANCE COMPANY LIMITED

(Incorporated in Kenya)

Head Office: P.O. Box 30376, Nairobi

## LOSS OF POLICY

*Policy No. 80046 in the name of Major Peter Ikenye*

APPLICATION has been made to this company for the issue of duplicate of the above-numbered policy, the original having been reported as lost or misplaced. Notice is given that unless objection is lodged to the contrary at the office of the company within thirty (30) days from the date of this notice, duplicate policy will be issued, which will be the sole evidence of the contract.

Nairobi,  
31st January, 1984.

P. MBOSS,  
Life Manager.

## GAZETTE NOTICE No. 614

## THE JUBILEE INSURANCE COMPANY LIMITED

(Incorporated in Kenya)

Head Office: P.O. Box 30376, Nairobi

## LOSS OF POLICY

*Policy No. 108292 in the name of Lt. Henry Kiplamai Cherongis*

APPLICATION has been made to this company for the issue of duplicate of the above-numbered policy, the original having been reported as lost or misplaced. Notice is given that unless objection is lodged to the contrary at the office of the company within thirty (30) days from the date of this notice, duplicate policy will be issued, which will be the sole evidence of the contract.

Nairobi,  
31st January, 1984.

P. MBOSS,  
Life Manager.

## GAZETTE NOTICE No. 615

## THE LOCAL GOVERNMENT ACT

(Cap. 265)

## THE KIPSIGIS TRADE DEVELOPMENT JOINT BOARD

(L.N. 281 of 1965)

## APPOINTMENT OF MEMBERS TO THE BOARD

IN EXERCISE of the powers conferred by paragraph 6 (3) of the Local Government (Kipsigis Trade Development Joint Board) Order, 1965, the County Council of Kipsigis appoints the following to be members of the Kipsigis Trade Development Joint Board:

Councillor Alfred Rotich,  
Councillor Gabriel Baigoi,  
Councillor Alexander Koske.

Dated the 10th February, 1984.

W. K. CHERUIYOT,  
Acting Clerk to Council.

## GAZETTE NOTICE No. 616

## THE LOCAL GOVERNMENT ACT

(Cap. 265)

## THE LAIKIPIA TRADE DEVELOPMENT JOINT BOARD

## APPOINTMENT OF MEMBERS OF THE BOARD

IN EXERCISE of the powers conferred by section 3 of the Local Government (Laikipia Trade Development Joint Board) Order, 1965, the County Council of Laikipia appoints—

Julius Waweru Githua,

Baddy Gichuki Gichure,

John Waiganjo Mucheru,

to be members of the Laikipia Trade Development Joint Board.

Dated the 31st December, 1983.

A. G. MWANGI,  
Clerk to Council.

## GAZETTE NOTICE No. 617

## THE LOCAL GOVERNMENT ACT

(Cap. 265)

## THE COUNTY COUNCIL OF SOUTH NYANZA

## APPOINTMENT OF PUBLIC PROSECUTORS

IN EXERCISE of the powers conferred by section 260 (1) of the Local Government Act, the County Council of South Nyanza has with effect from 13th January, 1984, appointed—

Paul C. Odhiambo.—County clerk,

Michael O. Onyonyi.—Enforcement officer,

Alfred O. Odero.—Administrative officer,

Yuda Jobando.—Market superintendent,

Z. F. Origa Opiyo.—Establishment officer,

to be public prosecutors in subordinate courts for all cases arising within the jurisdiction of the council under the Local Government Act and under by-laws made by the council.

Dated the 13th January, 1984.

P. C. ODHIAMBO,  
Clerk to Council.

## GAZETTE NOTICE No. 618

## THE RATING ACT

(Cap. 267)

## THE MURANG'A COUNTY COUNCIL

## RATES FOR 1984

NOTICE is given that the County Council of Murang'a has levied a rate of 3 per cent on the unimproved site values in respect of:

Maragua and Saba Saba towns, for the year ending 31st December, 1984.

In pursuance of section 16 (3) of the Rating Act, interest shall become due and payable to the council at the rate of 1 per cent per month or part thereof on any rate remaining unpaid after the day on which the same was payable.

It is further notified for the information of the ratepayers that whilst every effort will be made to deliver to every person liable a demand note stating the amount due, failure to deliver such demand note will not be held to absolve the debtor from any liability or penalty attaching to non-payment of the rate.

Dated the 6th February, 1984.

P. M. NJOROGI,  
Clerk to Council.

## GAZETTE NOTICE No. 619

## OFFICE OF THE PRESIDENT

## DEPARTMENT OF DEFENCE

TENDER No. DOD/411/1 (330) 83-85

## Supply of Vehicle Batteries

TENDERS are invited for the supply of the above items to the Armed Forces for the period ending 31st December, 1985.

Tender forms showing details of specifications may be obtained from the office of SO 1 Supply, Department of Defence, Ulinzi



House, P.O. Box 40668, Nairobi. Completed tender documents are to be enclosed in plain sealed envelopes marked with the tender number shown above and be posted to SO I Supply, Department of Defence, P.O. Box 40668, Nairobi, or if delivered personally should be put into the tender box at Ulinzi House, ground floor, so as to reach him not later than 2 p.m., on Friday, 2nd March, 1984. Tender forms will be issued against payment of non-refundable deposit of KSh. 50. The tender deposit should be paid by banker's cheque, money order or cash in Kenya shillings payable to the Armed Forces Cashier, P.O. Box 40668, Nairobi.

The Department of Defence is not bound to accept the lowest or any tender.

## GAZETTE NOTICE No. 620

OFFICE OF THE PRESIDENT  
DEPARTMENT OF DEFENCE

TENDER No. DOD/411/1 (231) 84-85

*Supply of Furniture and Fittings to Kenya Navy*

TENDERS are invited for the manufacture/supply of the above items to the Armed Forces.

Tender forms showing details of specifications may be obtained from the office of the SO I Supply, Department of Defence, Ulinzi House, P.O. Box 40668, Nairobi. Completed tender documents are to be enclosed in plain sealed envelopes marked with the relevant tender number shown above and posted to SO I Supply, Department of Defence, P.O. Box 40668, Nairobi, or if hand delivered to be put into the tender box at Ulinzi House, ground floor, so as to reach him not later than 2 p.m., on Wednesday, 29th February, 1984.

Tender forms will be issued against payment of non-refundable deposit of KSh. 50 payable in banker's cheque, money order or cash in Kenya shillings to the Armed Forces Cashier, P.O. Box 44024, Nairobi.

The Department of Defence is not bound to accept the lowest or any tender.

## GAZETTE NOTICE No. 621

## MINISTRY OF LABOUR

TENDER No. 1/83-84

*Sale of Boarded Government Items*

TENDERS are invited for the purchase of the following government boarded items:

Telephones, calculator, motor vehicle batteries, easy chairs, typist chairs, tyres, tyre tubes, Land-Rover canvases, office tables, lounge chairs, chairs with and without arms, floor mats, wall clock, bicycle tubes, jerry cans, a bundle of old newspapers, wooden tray and typewriters.

These items can be viewed at the basement car park of Social Security House on request during normal working hours.

Tender forms may be obtained from room 609, 6th floor, Social Security House, P.O. Box 40326, Nairobi, on application and payment of a non-refundable charge of KSh. 20 per set of documents.

Tender forms in plain sealed envelopes must be clearly marked "Tender No. 1/83-84—Sale of Boarded Government Items", and addressed to the Permanent Secretary, Ministry of Labour, P.O. Box 40326, Nairobi, or be deposited into the tender box at the reception hall, 3rd floor, Social Security House, so as to reach him on or before 12th March, 1984, at 12 noon.

The government reserves the right to accept or reject any tender either wholly or in part and does not bind itself to accept any tender or give reasons for its rejection.

D. B. O. MAKANAH,  
Secretary,  
Ministerial Tender Board,  
for Permanent Secretary.

## GAZETTE NOTICE No. 622

## MINISTRY OF WATER DEVELOPMENT

TENDER NOTICE

*Contract No. WW/726—Construction of Naivasha Dams*

THE Ministry of Water Development intends to invite contractors to submit tenders for the construction of Naivasha dams.

The work comprises of:

Maraigishu Dam with an embankment fill of 4,200m<sup>3</sup> and a 15m wide spillway.

Kahuaga Dam with an embankment fill of 1,500m<sup>3</sup> and 10m wide spillway.

Nyamathi pan scooping of 1,500m<sup>3</sup>, rehabilitation of the embankment and the spillway.

Mirera Dam scooping of 1,000m<sup>3</sup>.

Contractors wishing to be pre-qualified for receiving tender documents are requested to apply in writing to the Director, Water Development, P.O. Box 30521, Nairobi, not later than 12th March, 1984. Such contractors should be registered as dam contractor with the Ministry of Water Development and should have relevant experience in dam construction.

H. K. ROTICH,  
Director of Water Development.

## GAZETTE NOTICE No. 623

## MINISTRY OF WATER DEVELOPMENT

TENDER NOTICE

*Bungoma Rural Water Supply Scheme—Phase I*

THE Republic of Kenya has received a loan No. 1637—KE from the World Bank in various currencies towards the cost of the rural water supply programme IV and it is intended that part of the proceeds of this loan will be applied to eligible payments under the contract for the Bungoma Rural Water Supply Scheme—Phase I of the scheme is to supply 2,200m per day of treated water and is to be constructed under two contracts.

CONTRACT No. WW/729

*Extensions to the Existing Treatment and Pumping Installations*

2 No. reinforced concrete sedimentation tanks.

3 No. reinforced concrete rapid gravity filters.

Chemical dosing equipment.

Supply and installation of electric motors, pumps switchgear and control equipment.

Inter-connecting pipework within the site of the works.

CONTRACT No. WW/729A

*Construction of Storage Reservoirs and Distribution System*

1 No. reinforced concrete storage reservoir (2,500m<sup>3</sup>).

1 No. reinforced concrete storage reservoir (1,000m<sup>3</sup>).

2.5 kms. of 100 dia. PVC pipes.

4 kms. of 125 dia. PVC pipes.

3 kms. 150 dia. PVC pipes.

4 kms. of 200 dia. PVC pipes.

4 kms. of 250 dia. PVC pipes.

18 kms. 300 dia. PVC pipes.

2 No. reinforced blockwork break pressure tanks (15m<sup>3</sup>).

10 No. standard water kiosks.

The Ministry of Water Development invites sealed tenders from suitably qualified, eligible civil engineering contracting firms of member countries of the World Bank, Switzerland or Taiwan for furnishing the necessary labour, materials and equipment for the construction and completion of the Bungoma Rural Water Supply Scheme—Phase I, tender documents are expected to be available on the following dates:

Contract No. WW/729.—9th April, 1984.

Contract No. WW/729A.—20th February, 1984.

A post-qualification of bidders will be carried out. Qualification will be limited to those eligible bidders who have successfully completed at least two substantially similar water supply construction projects within the past five years, each having a contract value of not less than KSh. 30 million or equivalent. Post-qualification questionnaires will be issued with the tender documents which will be completed and submitted with the tenders by the closing date.

Interested eligible tenderers may obtain further information on the tender and inspect the tender documents at the address noted below.

Kenya contractors may be granted a domestic margin of preference of 7.5 per cent. Bidders wishing to apply for domestic preference will be required to supply with their bids sufficient evidence to establish the bidders eligibility for domestic preference.

A complete set of tender documents and the post-qualification questionnaire may be purchased by any interested, eligible tenderer on the submission of a written application to the above

and upon payment of a non-refundable fee of KSh. 2,000 for each contract.

All tenders must be accompanied by a tender bond or bank guarantee at the tenderer's option in the sum of KSh. 1 million for contract WW/729A and KSh. 500,000 for contract WW/729 or equivalent in other convertible currency and must be delivered to the Director, Ministry of Water Development, P.O. Box 30521, Nairobi, Kenya, on or before 16th April, 1984, for contract WW/729A and 4th June, 1984, for contract WW/729 to be put into the tender box situated on fourth floor, Maji House, outside room No. 410, which will immediately thereafter be opened on the same date in room No. 410, Maji House. No tenders will be accepted after the closing date and time stated.

H. K. ROTICH,  
Director of Water Development.

#### GAZETTE NOTICE No. 624

##### MINISTRY OF WATER DEVELOPMENT

TENDER No. 4/83-84

*Supply and Delivery of Laboratory Equipment for Period ending 30th June, 1984*

(Re-advertised)

TENDERS are invited for supply and delivery of the above-mentioned items to the Ministry of Water Development, during fiscal year 1983-84.

Detailed tender documents containing specifications may be obtained from supplies branch, Ministry of Water Development, office block Q, room No. 11, along Workshop Road, Industrial Area, on payment of a non-refundable fee of KSh. 100, for each tender, at our revenue office, Maji House, ground floor, room G. 27, along Ngong' Road, Nairobi.

Completed tender documents in plain sealed envelopes and marked clearly "Supply Tender No. .... (as above)", should be submitted to the Chief Supplies Officer, Ministry of Water Development, P.O. Box 30521, Nairobi, or be placed into tender box No. 1 provided at the main entrance to Maji House, ground floor, Ngong' Road, so as to reach him not later than 1st March, 1984, at 10 a.m.

Prices quoted must include all government taxes and delivery charges and should remain firm for ninety (90) days after the closing date of these tender.

Tenderers or their representatives may attend the opening of these tenders on the closing date and time in the conference room, 6th floor Maji House, Nairobi.

The government is not bound to accept the lowest or any tender and reserves the right to accept any tender either in whole or in part unless the tenderer expressly stipulates to the contrary.

P. M. C. OCHOMO,  
Chief Supplies Officer,  
for Permanent Secretary.

#### GAZETTE NOTICE No. 625

##### MINISTRY OF WATER DEVELOPMENT

TENDER No. DT/12/83-84

*Supply of Survey Instruments*

TENDERS are invited for the supply of survey instruments to the Ministry of Water Development, irrigation section.

Prices quoted must be net, duty and sales tax paid, and should be expressed in Kenya shillings. The prices quoted should remain firm and valid for ninety (90) days from the closing date of this tender.

Tender documents giving details, quantity, conditions and specifications should be obtained from the Ministry of Water Development Yard, office block I, door No. 15, Workshop Road, Industrial Area, Nairobi, upon payment of unrefundable charge of KSh. 100. This amount should be remitted to the revenue office, Ministry of Water Development, Maji House, ground floor, and an official receipt obtained before collection of tender documents.

Tenders must be enclosed in plain envelopes, sealed and marked "Tender No. DT/12/83-84", and addressed to the

Director of Water Development, P.O. Box 30521, Nairobi, or be placed into the tender box situated in 5th floor, Maji House, Ngong' Road, Nairobi, on or before 14th March, 1984, at 10 a.m. Tenders will immediately after this time be opened in room No. 621, conference room, 6th floor, Maji House.

The government will not be bound to accept the lowest or any tender and reserves the right to accept a tender either wholly or in part unless the tenderer expressly stipulates to the contrary.

Participating tenderers are free to witness the opening process on the closing date at the stipulated time and place.

H. K. ROTICH,  
Director of Water Development.

#### GAZETTE NOTICE No. 626

##### MINISTRY OF ENVIRONMENT AND NATURAL RESOURCES

TENDER No. MENR/6/83-84

TENDERS are invited for supply/service of black and white wide angle aerial photography of Mount Elgon Forest to the Officer-in-Charge, Survey Branch, Ministry of Environment and Natural Resources.

Tender documents with detailed specifications and conditions may be obtained from the Supplies Officer-in-Charge, Ministry of Environment and Natural Resources, Central Stores, Karura, P.O. Box 30126, Nairobi, on application and payment of non-refundable deposit of KSh. 200 per set of documents.

Tenders will only be acceptable on the prescribed forms or where circumstances warrant it, on photostat copies accompanied by appropriate remittance per copy.

Prices quoted must be net, inclusive of duty and sales tax and expressed in Kenya shillings which should remain firm for a period of ninety (90) days from the closing date.

Tenders must be submitted in plain sealed envelopes marked "Tender No. Menr/6/83-84.—Aerial Photography of Mount Elgon Forest", and addressed to the Supplies Officer-in-Charge, Central Stores, Karura, P.O. Box 30126, Nairobi, or be placed into the tender box situated outside the stores office at Karura (one kilometre from Muthaiga roundabout) so as to reach him not later than 10 a.m., on 24th February, 1984, after which time the tender closes and opening starts thereafter.

The government reserves the right to accept or reject any tender either wholly or in part and does not bind itself to accept the lowest or any tender or give reasons for its rejection.

Participating tenderers may witness the opening if they so wish.

F. M. NDIRANGU,  
for Permanent Secretary.

#### GAZETTE NOTICE No. 627

##### THE TRANSFER OF BUSINESSES ACT

(Cap. 500)

NOTICE is given that the business of timber, hardware, stationery and carpentry shop carried on by Sherbanu Badrudin Virji and Malek Sultan Sadrudin Virji under the firm name and style of Ali Ngelani Store on plot Nos. 205 and 108, Lukindo Road, Machakos Township, has with effect from 1st January, 1984, been sold and transferred to Ali Ngelani Suppliers (1983) Limited.

The address of the transferors is P.O. Box 20, Machakos.

The address of the transferee is P.O. Box 1362, Machakos.

All debts due to and owing by the transferors in respect of the said business up to and including 31st December, 1983, will be received and paid by the transferors. The transferee is not assuming nor does it intend to assume any liability whatsoever incurred by the transferors in respect of the said business up to and including 31st December, 1983.

Dated at Nairobi the 7th February, 1984.

BHATLAL PATEL & PATEL,  
Advocates for the Transferors and Transferee.

## GAZETTE NOTICE No. 628

## NOTICE OF CHANGE OF NAME

TAKE NOTICE that by a deed poll dated 30th December, 1983, duly executed and registered in the Registry of Documents in Volume DI, Folio 795/15, File DXVII by my client Sumitra Hirji Lalji Hirani, of P.O. Box 10778, Nairobi in the Republic of Kenya, heretofore called and known by the name Sumitra Hirji Lalji Patel has formally and absolutely renounced the use of her former name Sumitra Hirji Lalji Patel and in lieu thereof assumed and adopted the name Sumitra Hirji Lalji Hirani for all purposes. All persons are authorized and requested at all times to designate, describe and address the said Sumitra Hirji Lalji Hirani by her said new name instead of the former name Sumitra Hirji Lalji Patel now relinquished.

Dated at Nairobi the 10th February, 1984.

N. P. SHETH,

*Advocate for Sumitra Hirji Lalji Hirani,  
formerly known as Sumitra Hirji Lalji Patel.*

## GAZETTE NOTICE No. 629

## NOTICE OF CHANGE OF NAME

TAKE NOTICE that by a deed poll dated 30th December, 1983, duly executed and registered in the Registry of Documents in Volume DI, Folio 794/8, File DXVII, by my client Premila Shavji Lalji Hirani, of P.O. Box 10778, Nairobi in the Republic of Kenya, heretofore called and known by the name Prembai Shavji Lalji Patel has formally and absolutely renounced the use of her former name Prembai Shavji Lalji Patel and in lieu thereof assumed and adopted the name Premila Shavji Lalji Hirani for all purposes. All persons are authorized and requested at all times to designate, describe and address the said Premila Shavji Lalji Hirani by her said new name instead of the former name Prembai Shavji Lalji Patel now relinquished.

Dated at Nairobi the 10th February, 1984.

N. P. SHETH,

*Advocate for Premila Shavji Lalji Hirani,  
formerly known as Prembai Shavji Lalji Patel.*

## GAZETTE NOTICE No. 630

## NOTICE OF CHANGE OF NAME

TAKE NOTICE that by a deed poll dated 30th December, 1983, duly executed and registered in the Registry of Documents in Volume DI, Folio 794/7, File DXVII by my client Shavji Lalji Hirani, of P.O. Box 10778, Nairobi in the Republic of Kenya, heretofore called and known by the name Shavji Lalji Laxman Patel has formally and absolutely renounced the use of his former name Shavji Lalji Laxman Patel and in lieu thereof assumed and adopted the name Shavji Lalji Hirani for all purposes. All persons are authorized and requested at all times to designate, describe and address the said Shavji Lalji Hirani by his said new name instead of the former name Shavji Lalji Laxman Patel now relinquished.

Dated at Nairobi the 10th February, 1984.

N. P. SHETH,

*Advocate for Shavji Lalji Hirani,  
formerly known as Shavji Lalji Laxman Patel.*

## GAZETTE NOTICE No. 631

## NOTICE OF CHANGE OF NAME

TAKE NOTICE that by a deed poll dated 30th December, 1983, duly executed and registered in the Registry of Documents in Volume DI, Folio 795/4, File DXVII by my client Hirji Lalji Hirani, of P.O. Box 10778, Nairobi in the Republic of Kenya, heretofore called and known by the name Hirji Lalji Laxman Patel has formally and absolutely renounced the

use of his former name Hirji Lalji Laxman Patel and in lieu thereof assumed and adopted the name Hirji Lalji Hirani for all purposes. All persons are authorized and requested at all times to designate, describe and address the said Hirji Lalji Hirani by his said new name instead of the former name Hirji Lalji Laxman Patel now relinquished.

Dated at Nairobi the 10th February, 1984.

N. P. SHETH,

*Advocate for Hirji Lalji Hirani,  
formerly known as Hirji Lalji Laxman Patel.*

## GAZETTE NOTICE No. 632

## NOTICE OF CHANGE OF NAME

TAKE NOTICE that by a deed poll dated 30th December, 1983, duly executed and registered in the Registry of Documents in Volume DI, Folio 795/18, File DXVII by my client Saroj Chhaganlal Sedani, of P.O. Box 31460, Nairobi in the Republic of Kenya, heretofore called and known by the name Saroj Lalit Jobanputra has formally and absolutely renounced the use of her former name Saroj Lalit Jobanputra and in lieu thereof assumed and adopted the name Saroj Chhaganlal Sedani for all purposes. All persons are authorized and requested at all times to designate, describe and address the said Saroj Chhaganlal Sedani by her said new name instead of the former name Saroj Lalit Jobanputra now relinquished.

Date at Nairobi the 10th February, 1984.

N. P. SHETH,

*Advocate for Saroj Chhaganlal Sedani,  
formerly known as Saroj Lalit Jobanputra.*

## GAZETTE NOTICE No. 633

## NOTICE OF CHANGE OF NAME

TAKE NOTICE that by a deed poll dated 28th January, 1983, duly executed and registered in the Registry of Documents at Nairobi in Volume DI, Folio 738/1914, File DXVI, Kimani Gachuhi of Nairobi in the Republic of Kenya, heretofore known and called Robinson Gachuhi, formally and absolutely renounced the use of his former name Robinson Gachuhi and in lieu thereof assumed and adopted the name Kimani Gachuhi for all purposes. You are authorized and requested at all times to designate, describe and address the said Kimani Gachuhi by his aforesaid name instead of his former name Robinson Gachuhi now relinquished.

Dated the 14th February, 1984.

G. M. SIMLIYU & COMPANY,

*Advocates for Kimani Gachuhi,  
formerly known as Robinson Gachuhi.*

## GAZETTE NOTICE No. 634

## NOTICE OF CHANGE OF NAME

TAKE NOTICE that by a deed poll dated 31st December, 1983, duly executed and registered in the Registry of Documents at Nairobi in Volume DI, Folio 795/12, File DXVIII by my client Lalchand Pallan, of P.O. Box 570, Nakuru in the Republic of Kenya, heretofore called and known by the name Lalchand Kewal Krishan Rakha Ram, has formally and absolutely renounced and abandoned the use of his former name Lalchand Kewal Krishan Rakha Ram and in lieu thereof assumed and adopted the name Lalchand Pallan for all purposes. And on behalf of my client Lalchand Pallan, I authorize and request all persons to designate, address and describe him by such assumed name Lalchand Pallan.

Dated at Nakuru the 2nd February, 1984.

PRAVIN BOWRY,

*Advocate for Lalchand Pallan,  
formerly known as Lalchand  
Kewal Krishan Rakha Ram.*

## GAZETTE NOTICE No. 635

## NOTICE OF CHANGE OF NAME

NOTICE is given that by a deed poll dated 13th October, 1983, registered in the Registry of Documents at Nairobi in the Republic of Kenya, in Volume DI, Folio 784/4271, File DXVII, and duly executed by our client, Mohamed Yunis Sroya, of P.O. Box 46654, Nairobi aforesaid, the father and legal guardian of Hafsa Sroya heretofore called and known by the name Hifza Sroya, has on behalf of his infant daughter formally and absolutely renounced and abandoned the use of the name of his said infant daughter Hifza Sroya and in lieu thereof assumed and adopted the name Hafsa Sroya for all purposes. And on behalf of our said client, Mohamed Yunis Sroya, we authorize and request all persons at all times to designate, describe and address his said infant daughter by the assumed name Hafsa Sroya only.

Dated at Nairobi the 9th February, 1984.

**SHAPLEY BARRET & CO.,**  
*Advocates for Mohamed Yunis Sroya,  
 father and legal guardian of Hafsa Sroya,  
 formerly known as Hifza Sroya.*

## GAZETTE NOTICE No. 636

## NOTICE OF CHANGE OF NAME

TAKE NOTICE that by a deed poll dated 25th January, 1984, duly executed and registered in the Registry of Documents at Nairobi, in Volume DI, Folio 797/36, File DXVIII, by our client Ashvin s/o Kanji Shah, of P.O. Box 18, Murang'a in the Republic of Kenya, formerly known as Esvin Kumar s/o Kanji s/o Hemraj, absolutely renounced the use of his former name Esvin Kumar s/o Kanji s/o Hemraj, and in lieu thereof assumed and adopted the name Ashvin s/o Kanji Shah, for all purposes. All persons are authorized and requested at all times to designate, describe and address the said Ashvin s/o Kanji Shah, by his said new name instead of his former name Esvin Kumar s/o Kanji s/o Hemraj.

Dated at Nairobi the 9th February, 1984.

**KEMBI & MUHIA,**  
*Advocates for Ashvin s/o Kanji Shah,  
 formerly known as Esvin Kumar s/o Kanji s/o Hemraj.*

## GAZETTE NOTICE No. 637

## NOTICE OF CHANGE OF NAME

I, Fuad Abdulkarim Bisheri, of P.O. Box 99445, Mombasa, do give notice that by a deed poll dated 8th September, 1980, and registered at the Registry of Documents at Mombasa, in Volume B13, Folio 314/576, I absolutely renounced and abandoned the use of my former name Martin Nyagah Abdulkarim and in lieu thereof assumed and adopted the name Fuad Abdulkarim Bisheri for all purposes. I now request and authorize all persons to address, designate and describe me by my assumed name instead of Martin Nyagah Abdulkarim now relinquished.

Dated at Mombasa the 10th February, 1984.

**FUAD ABDULKARIM BISHERI,**  
*formerly known as Martin Nyagah Abdulkarim.*

## GAZETTE NOTICE No. 638

## NOTICE OF CHANGE OF NAME

I, Ranbir Kaur Brar, of P.O. Box 5, Miwani in Kenya, formerly known as Rambir Kaur Brar do give public notice that by a deed poll dated 13th January, 1984, duly executed by me, I have absolutely renounced and abandoned the use of my said former name Rambir Kaur Brar and in lieu thereof adopted and assumed the name Ranbir Kaur Brar for all purposes and I authorize and request all persons at all times to designate and address me by the assumed name Ranbir Kaur Brar instead of former name Rambir Kaur Brar.

Dated at Nairobi the 14th February, 1984.

**M. A. KHAN,**  
*Advocate for Ranbir Kaur Brar,  
 formerly known as Rambir Kaur Brar.*

## GAZETTE NOTICE No. 639

## NOTICE OF CHANGE OF NAME

I, Rebecca Chelangat Maiko, of P.O. Box 966, Kericho in Kenya, formerly known as Tapsabei w/o Kalya do give public notice that by a deed poll dated 9th January, 1984 duly executed by me, I have absolutely renounced and abandoned the use of my said former name Tapsabei w/o Kalya and in lieu thereof adopted and assumed the name Rebecca Chelangat Maiko for all purposes and I authorize and request all persons at all times to designate and address me by the assumed name Rebecca Chelangat Maiko instead of former name Tapsabei w/o Kalya.

Dated at Nairobi the 14th February, 1984.

**M. A. KHAN,**  
*Advocate for Rebecca Chelangat Maiko,  
 formerly known as Tapsabei w/o Kalya.*

## GAZETTE NOTICE No. 640

## OSERIAN ESTATE LIMITED

## CLOSURE OF PRIVATE ROADS

NOTICE is given that all private roads and footpaths on the above-mentioned properties, i.e., L.R. No. 10999 owned, leased and or managed by this company will be closed to the public for the whole of Sunday, 12th February, 1984.

**W. G. KARANJA,**  
*for Oserian Estate Limited.*

## GAZETTE NOTICE No. 641

## THE INDUSTRIAL COURT

## CAUSE No. 53 OF 1983

## Parties:

Amalgamated Union of Kenya Metal Workers  
 and  
 Dibeco Ltd.

## Issues in dispute:

Minimum wage.  
 Wage increment.  
 Housing allowance.

THE Amalgamated Union of Kenya Metal Workers shall hereinafter be referred to as the claimants and Dibeco Ltd. shall hereinafter be referred to as the respondents.

2. The parties were heard in Nairobi, on 28th November, 1983, and relied on their written and verbal submissions.

## AWARD

3. The Minister for Labour referred this dispute to the Industrial Court in accordance with section 8 of the Trade Disputes Act, on 18th May, 1983, which dispute was received by the court, on 3rd June together with the statutory certificate signed by the Labour Commissioner.

The respondents recognized the claimants by signing the recognition agreement on 1st September, 1979, after the latter had sought it from the respondents since 1977. It is a matter of grave concern that since that date up to this hearing the parties have not been able to finalize the first ever collective agreement between them. The court is not surprised at the claimants' very severe criticism of the respondents when they alleged that they were arrogant and disrespectful and refused to sit with them to seriously negotiate terms and conditions of their employees.

The court notes that the respondents' alleged negative attitude continued even after the matter was reported as a trade dispute to the Minister for Labour because they refused to sign the Notification of Dispute Form "A" to refer the outstanding issues to the Industrial Court with the result that the Minister for Labour had personally in accordance with section 8 of the Trade Disputes Act, to refer the dispute to the Industrial Court.

One other matter of serious concern in this dispute is that the effective date of the collective agreement is not an issue in dispute. Despite the court having given the parties the option of including it by consent as an issue in dispute they have failed to do so. The claimants pleaded that somebody handling

the dispute on their behalf had messed up the issue somewhere along the line by not including this item in this dispute. The respondents, however, asked the court that the effective date of the court award should be the date when the court announces its award and that it should remain in force for a period of two years from that date. The court while sympathizing with the claimants cannot help them on the issue of the effective date. The court is strictly bound by the Industrial Court procedure rules which clearly state that the court will adjudicate on the issues as they appear in the Notification of Dispute Form "A" or as in this case reference by the Minister for Labour strictly on the issues which are contained in that reference.

The Division of Manpower Planning and Development reveals that taking 1980 as the departure date of working out the workers' entitlement under the guidelines the cost of living increase on an average for the three indices shows an increase of 72 per cent which would give the maximum compensation of three-quarter at 53.9 per cent—this would be for nearly four years.

The respondents while not being very co-operative with the claimants did give increases to their employees in Nairobi and Mombasa on an average as follows:

	Nairobi Percentage	Mombasa Percentage
1980	35.9	23.8
1981	39.9	50.5
1982	42.7	47.7

From October, 1983, the respondents gave all their employees a house allowance of KSh. 100 in addition to the above wage increases.

It is obvious that the respondents while thwarting all attempts by the claimants to negotiate wage and salary increases did give their workers the aforesaid increases. The claimants have called them merit increases and have asked the court to disregard them and award fresh wage increases on top of the ones already given by the respondents.

The court while being critical of the respondents attitude cannot however, accept the claimant's demand to treat the aforesaid fairly reasonable increases as merit wage increases. The respondents have pleaded that, they have all along granted wage increases averaging about 36.0 per cent for the three years as compared with the claimants total entitlement of 53.9 per cent during the same period.

The respondents have offered minimum wages as follows:

Group	KSh.
1	700
2	750
3	850
III	900
IV	1,000
V	1,200
VI	900

On the issue of wage increments they have proposed a 10 per cent increase each year for those earning up to KSh. 1,000 per month commencing from the date of the court award, a 7 per cent increase similarly for those earning between KSh. 1,000 to KSh. 2,500 per month and on the same basis a 5 per cent increase for those earning KSh. 2,500 and above.

**House allowance.**—The respondents have offered to increase the house allowance of KSh. 100 by 5 per cent with effect from the date of the court award. The claimants on the other hand are demanding an average of KSh. 190 over the existing minimum wages which would mean 10 per cent in terms of total monthly labour cost.

The claimants have demanded the following house allowance:

Group	10-1-80	10-1-81	10-1-82	10-8-83
1 to IV	150	200	250	300
V to VI	200	250	300	350
Clerical:				
I and II	300	350	400	450
III and IV	350	400	450	500

The court notes from the D.M.P.D. report that although the claimants are entitled to an average increase of 53.9 per cent under guideline (iv) (a) they are demanding on an average a wage increase of 32.8 per cent only. The respondents on the other hand offering an average 7.3 per cent per year which means that although the claimants are entitled to an average wage boost of 53.9 per cent the respondents are offering them 14.7 per cent for two years agreement.

The court notes that the respondents have made moderate profits ranging between KSh. 59,761 in 1977 to KSh. 86,045 in 1981. The court has also to pay due consideration to the respondents' fluctuations because of the contractual nature of their work in refrigeration. They have also suffered due to import restrictions.

The court has given careful consideration to this rather strange dispute where the respondents ignored the claimants for all these years but proceeded to give their employees wage increases at the same time and has come to the conclusion that no back-dating is warranted. In any case the effective date is not an issue in dispute and therefore the court award will be effective from the date of its announcement.

**Minimum wage.**—The court awards the following minimum wages for the various groups:

Group	KSh.
1	800
2	850
3	950
III	1,000
IV	1,100
V	1,300
VI	1,000

**Wage increment.**—The court awards the following general wage increments:

With effect from the date of the court award employees earning less than KSh. 1,000 shall receive a wage increase of 18 per cent on their wages as at that date and a further similar increase after a lapse of twelve months.

With effect from the date of the award employees earning KSh. 1,000 to KSh. 2,500 shall receive a wage increase of 13 per cent on their wages as at that date and a further similar increase after a lapse of twelve months.

With effect from the date of the award employees earning over KSh. 2,500 shall receive a wage increase of 10 per cent for the first year and 7 per cent for the second year.

**House allowance.**—The court awards the following house allowance for the first year:

Those earning up to KSh. 1,000 get KSh. 200 per month, those earning from KSh. 1,001 to KSh. 2,500 get KSh. 250, and those earning above KSh. 2,500 get KSh. 200 per month. For the second year the aforesaid figures will go up by KSh. 50.

Dated the 13th February, 1984.

SAEED R. COCKAR,  
Judge.

S. M. MAITHYA,  
Member.

GAZETTE NOTICE No. 642

## THE INDUSTRIAL COURT

CAUSE No. 69 OF 1983

### Parties:

Kenya Union of Commercial Food and Allied Workers  
and  
Kenya Bankers (Employers) Association

### Issues in dispute:

Wages.  
Service increments for technical subordinate staff (yearly increase).  
House allowance.  
Termination after warning.  
Suspension.  
Local leave allowance.  
Five-day working week.  
Lunch allowance (qualification).  
Supper allowance (qualification).  
Computer inconvenience allowance.  
Computer meal allowance.  
Airport agencies inconvenience allowance.  
Distress paid leave up to seven days.  
Acting period qualification for payment of acting allowance.  
Paid leave during training.  
Job classification.  
Length of scales and efficiency bars.  
Termination by death.

## Mid-month advances.

Minimum acting allowance for subordinate staff.

## AWARD (Part 2)

The court announced its award on the issue of wages and house allowance on 21st December, 1983. The court will now proceed to make an award on the remaining items.

*Service increment for technical subordinate staff (yearly increase).*—The claimants' demand on this item emanates from their desire that this category of staff should also enjoy an incremental scale like the other bank employees.

At present the technical and subordinate staff gets certain long service increments starting after five years' continuous service earning KSh. 30 per month going up to 25 years earning KSh. 50 per month. The claimants maintained that this was totally inadequate and in fact works out to an average increment of KSh. 8 per year if spread over. They also argued that this system in fact widened the gap between the higher and lower paid employees and was contrary to the guidelines. The present system also caused certain problems in its implementation. Finally this system had resulted in this category of staff getting inferior wages than other comparable industries like H.F.C.K., Insurance Employers Group, Kenya Breweries and BAT (K) Ltd.

The respondents opposed this demand on the ground that during the current difficult times emphasis must switch from length of service to productivity and individual merit and in any case this category of staff were free to be promoted to clerical and higher grades.

The court finds that the claimants have made out a case on this item and in this award the court intends to open the way for technical and subordinate staff to enjoy an incremental scale. The court accordingly awards that on the expiry of the current collective agreement which is the subject matter of this dispute at the end of February, 1985, the incremental scales for them should be implemented. This will replace the long service increments. The parties are directed during the next revision of the collective agreement to work out the incremental scales for this category of staff. In the meantime the existing system will continue.

*Termination after warning.*—Under this item the claimants' demand is when an employee has received warnings as specified under the warning clause and fails to show any improvement then his services should be terminated with all the benefits instead of being dismissed. The respondents have resisted this demand and the court agrees with them because there is an elaborate warning system in the collective agreements and the claimants failed to satisfy the court that this clause is working unfairly against the bank employees. The claimants' demand is rejected.

*Suspension.*—This item generated considerable heat and arguments as the claimants have asked for clause 5 (c) (i) and (ii) to be amended by the deletion of the word "may" where it appears and to be substituted with the word "shall". They stated that this clause at present was implemented by the respondents to the detriment of the bank employees as they dismiss or terminate their services when they are awaiting trial in criminal cases. Moreover, the discretion granted to the respondents has caused unnecessary conflicts between the parties. The claimants referred to a finding by an investigation committee comprising an assistant labour commissioner, Mr. Musiko, A. Adongo, Secretary-General of KNUT and Mrs. Ndeti, executive officer of F.K.E. which was in the favour of the claimants in that it upheld their point of view and it emphasized that it is the court of law that is the competent authority to declare an accused person innocent or guilty. This committee recommended that the six employees of Bank of Baroda should be suspended with half pay until their cases were finalized by the court, which would be in accordance with clause 5 (c) (ii) of the collective agreement.

The respondents have opposed this demand and pointed out that this clause had a history dating back to the Nazareth award of 1963. The use of the word "may" in the current agreement gave the employer the option of suspension pending his own investigations and pending finalization of a case which might be before the courts or where he is satisfied that an act of gross misconduct has been committed to terminate the service of an employee summarily. They further added that the distinction that the Industrial Court maintained existed between a criminal offence as defined by the Penal Code and gross misconduct in the employment law was upheld by the use of "may" in the current agreement.

The court has given anxious thought to this demand and finds that there is a lot to be said for both points of view,

i.e. those of the claimants and the respondents—each has a considerable merit. The court has come to the conclusion that without interfering with the provisions of the Employment Act which entitles an employer to summarily dismiss an employee for gross misconduct as defined therein. The dictates of justice require that the word "may" in subsection 5 (c) (i) should be deleted and should be substituted with "shall".

As far as clause (c) (ii) is concerned the court awards that it should read as follows:

"However, in the event that an employee is awaiting trial either on remand or at large and a prosecution is pending on a matter involving moral turpitude as laid down in paragraph 5 (a) (iv) above the suspension period shall be ninety (90) days which may be extended at the discretion of the employer until such time as the case has been finalized by the courts during which period the employee shall be entitled to be paid at the rate of half his basic salary."

All other provisions on this clause remain as they are.

*Local leave allowance.*—At present the following local leave allowance is paid:

	KSh.
Section heads .. .. .	1,200
Check clerks Standard Bank .. .. .	1,150
Clerical staff up to 10 years .. .. .	900
10 years service and over .. .. .	1,100
Technical and subordinate staff up to 5 years .. .. .	350
5 years service and over .. .. .	375

The claimants' demand is as follows:

	Up to 10 years service KSh.	Above 10 years KSh.
Section heads .. .. .	1,400	1,700
Check clerks, clerical staff .. .. .	1,300	1,600
Technical and subordinate staff .. .. .	700	1,000

The court after careful consideration of the parties' submissions awards the following local leave allowance with effect from 1st March 1983:

	KSh.
Section heads .. .. .	1,350
Check clerks Standard Bank .. .. .	1,300
Clerical staff up to 10 years' service .. .. .	1,100
Clerical staff 10 years service and over .. .. .	1,300
Technical and subordinate staff 5 years service .. .. .	420
5 years service and over .. .. .	460

*Five-day working week.*—The historical background to this dispute is that at the end of April, 1975, the respondents informed the claimants that one of the banks—Commercial Bank of Africa Ltd. at the request of the Central Bank of Kenya is to shortly embark on an experiment which will last one month whereby the bank will work a five-day week. It was further stated that should this experiment be successful it is more than likely that the five-day week will be extended to all banks which the respondents felt sure will be welcome by all the bank employees. This was followed by a management/union consultative meeting in the offices of the Commercial Bank of Africa Ltd. to discuss clause 17 of the collective agreement regarding hours of work for all unionizable staff during the proposed five-day working week, experiment to be carried out by the bank.

The claimants submitted that this experiment was so successful that the Commercial Bank of Africa never reverted to six-day working week again but their efforts to extend this five-day week with the rest of the banks did not succeed. They stated that notwithstanding the respondents' attitude the following banks had decided to apply the five-day working week:

Commercial Bank of Africa.  
Habib Bank Ltd.  
Algemene Bank Nederlands NV.  
Bank of Credit and Commercial International.  
Grindays Bank International.  
Habib Bank AG-Zurich.  
Middle East Bank of Kenya.  
Bank of Oman.  
Citibank N.A.

The respondents' following members are resisting the demand of five-day working week even though they work five-day working week in every two weeks.



Kenya Commercial Bank Ltd.  
National Bank of Kenya.  
Co-operative Bank of Kenya Ltd.  
Barclays Bank of Kenya Ltd.  
Standard Bank Ltd.  
Bank of India.  
Bank of Baroda.

The claimants argued that the Kenya Commercial Bank, National Bank of Kenya and Co-operative Bank of Kenya Ltd. are parastatal boards and are therefore bound by the directive issued by the Office of the President, on 1st May, 1983, and added that these banks were defying the Central Bank directive as well. They dubbed the seven banks who had not adopted the five-day working week as rebels and asked the court to order them to come in line with the other nine banks. The respondents again relied on appendices A and B of the parties' recognition agreement in which negotiable and non-negotiable items are set out. Appendix B sets out the subjects which are non-negotiable as follows:

Social and sports activities.  
Management methods.  
Pension and provident funds/gratuities.

The respondents further referred to section 5 (ii) of the Bank Act, which provided as one of the criteria before a bank is licensed to operate in Kenya bank's capacity to satisfy the "convenience and needs of the community to be served". They specifically referred to the interests of such groups as farmers, teachers, businessmen, shoppers, tourists, etc. who would suffer tremendous inconvenience if the claimants' demand was accepted.

The court considered this matter in cause No. 61 of 1979 when it had appeared in the issue of hours of work which is a negotiable item but the court rejected the claimants' demand saying that it was up to each bank to decide on how many days it wanted to work in a week. The court is satisfied that there could be no doubt that for an enterprise to function either five, six or seven days a week or to operate with one, two or three shifts is a matter strictly within the definition of management methods which in the parties' recognition agreement is listed as a non-negotiable item. The court would like to add that the meeting between the claimants and the Commercial Bank of Africa Ltd. in April, 1978, was a consultative meeting and not a negotiating meeting which underscores the fact that this item is non-negotiable.

The court had no evidence before it that the government directive of five-day week for civil servants automatically applied to the banks in which the government had a major share.

As is evident from the history of this item, the respondents' members have over the years gone towards a five-day working week and the so called rebel banks are also not far behind because they work five-day working week in every two weeks the reason for this obviously is to cater for the convenience and needs of the farmers, teachers and tourists, etc.

The court has very carefully considered this issue and finds that it would not be wise for the court to make an award on this issue as it is a matter which is strictly not one for a union negotiation and secondly which will logically as years go by cater for the ever-changing economic needs of the country. The claimants' demand is therefore rejected.

**Lunch allowance (qualification).**—At present there is provision in the collective agreement under which mobile staff and the banks agencies staff qualify for a lunch allowance when they are required over the lunch period to be on duty or way from their place of work. The claimants now demand that this item should be extended to all employees irrespective of whether or not they are engaged on mobile staff away from their normal place of work on the ground that if they are required to be on duty between 12 noon and 2 p.m. which is the lunch period then they should get allowance.

The court can see no merit in this demand as the bank employees are allowed time off for lunch on a staggered basis.

**Supper allowance (qualification).**—Under this item the claimants' demand is that supper allowance should not be restricted to two-days a year, i.e. on 30th June and 31st December. They wanted it to be paid to any employee who is required to be in any bank on any day of the month after 7 p.m.

The respondents have resisted this demand saying that bank employees who work overtime in excess of the normal working hours get overtime pay.

The court notes that this supper allowance was introduced specifically to cater for employees working late at night during

half-yearly and end of year closing of the books. The court can see no reason to accede to the claimants' demand and rejects it except that if Barclays Bank and Kenya Commercial Bank close their books four times a year then their employees should get this allowance on those four nights instead of two at present.

**Computer inconvenience allowance.**—At present the following allowances are paid under this heading:

	KSh. per month
Section heads	300
Clerical staff	250
Technical and subordinate staff	150

The claimants have argued that these figures have remained unchanged for about ten years and as the value of money has depreciated they should go up by KSh. 135, KSh. 115 and KSh. 75. The respondents have resisted this demand that over the years no increased inconvenience has been caused and if anything shift work was becoming a normal system of work in Kenya. They referred to the Presidential Committee on unemployment report in which great emphasis on maximum capacity utilization has been put through adoption of multiple shifts.

The court notes that this allowance was first introduced in 1969 when the parties recognized that due to special circumstances computer work in banking will necessitate unusual hours of work for clerical and subordinate staff employed at computer centres involving work on a shift basis.

The court has carefully considered this demand and finds that only nominal increase is warranted in these allowances and the court awards that each one of the aforesaid figure should go up by KSh. 25 per month.

**Computer meal allowance.**—At present computer staff are paid the following meal allowances:

	KSh.
Breakfast	10.00
Lunch	12.50
Supper	15.00

The claimants want them to go up to KSh. 30, KSh. 35 and KSh. 45 which they maintained are reasonable figures. The respondents have offered to increase them to KSh. 15, KSh. 18 and KSh. 22.50.

The court after taking into consideration the total labour costs involved in this dispute awards the following allowances:

	KSh.
Breakfast	17.50
Lunch	20.00
Supper	27.50

**Airport agencies inconvenience allowance.**—The claimants have based their demand exactly the same as issue on computer inconvenience allowance and the respondents have naturally resisted this. The court having awarded a KSh. 25 increase on the rates for computer inconvenience allowance awards the same increase under this item as the current allowances are the same as under computer inconvenience allowance. The new allowances will be as follows:

	KSh. per month
Section heads	325
Clerical staff	275
Subordinate staff	175

**Distress paid leave up to 7 days.**—The claimants demand that when distress befalls an employee the respondents should grant such employee leave with pay for at least seven days in one year. They submitted that since it was natural for such distress it should not be seen as one individual's (the bank employee) responsibility but they want the banks also to play their part!

The court notes that at present the collective agreement caters for compassionate leave. The court finds absolutely no merit in this demand and rejects it.

**Acting period qualification for payment of acting allowance.**—At present the qualification period is fourteen days before an employee can qualify for acting allowance. The claimants demand that this period should be reduced to five days and further if an employee has already acted in the same position and qualify for acting allowance previously then there should be no qualifying period for him on subsequent acting appointments.

The respondents have resisted this demand on the ground that previous acting experience may not always be relevant to the period of future acting appointments.

After careful consideration of all the submissions the court awards that the qualifying period for acting appointments should be reduced from fourteen to ten days.

***Paid leave during training.***—The claimants while conceding that some members of the respondents had always granted leave with pay to employees who go on workers education and other skill training a few of the respondents' members had caused problems in refusing to grant such leave with pay so they want a clause in the collective agreement setting out clearly that such leave should be with pay which would only legalize the custom and practice that exists at present. They further argued that it would be in line with ILO convention 140 which had been ratified by the Kenya Government.

The respondents have resisted this demand and pointed out that they contribute to the relevant training levy scheme under which each employer was required to pay KSh. 250 annually to the Directorate of Industrial Training per employee and from this pool of funds each employer who trained claimed reimbursement for approved training. They suggested that it was up to the claimants who are on the tripartite committee that is responsible for the management of levy funds to ensure that the courses they provide are approved for reimbursement purposes by the Director of Industrial Training.

This demand is fairly recent which the trade unions have started making. The court is aware about the ILO convention No. 140 but the court has in a couple of disputes suggested to COTU, F.K.E. and the government to approach this problem on a tripartite basis and to arrive at an acceptable solution in terms of the said convention. In view of this the court would not like to take any steps which may prejudice such discussions. In these circumstances the court would not like either to reject or make an award on this issue and has decided to defer it and see what action the three parties mentioned above will have taken in the course of next year or so.

***Job classification.***—The claimants have termed this demand as a matter of principle and have asked the court to require the respondents to sit with them and work out a new and revised job classification in the banking industry to be implemented along with other items in the next collective agreement. They added that at present there were inequities in rates paid to certain jobs, i.e. technical staff, computer staff, cashiers, receptionists, stenographers and accounting clerks.

The respondents have resisted this demand on the ground that the current job classification in the banking industry was unique to the banking industry and was a reflection of the nature of the banking business.

The court has given careful consideration to this demand and finds that the claimants have not really produced any evidence to show that very many new jobs have been created in the banking industry which could not easily fit in the existing job classification. They just made a general statement without giving the necessary details to justify their demand. In these circumstances the court is inclined to agree with the respondents that the claimants have made an unspecified demand under this item. The court must reject this demand but the claimants will be at liberty to raise it if they still want to pursue it during the next revision of the collective agreement when they will be required to submit detailed evidence in support of their demand.

***Length of scales and efficiency bars.***—The claimants want the existing salary scales for section heads to be lengthened from 15 to 20 and with a third efficiency bar at 15 notch. salary scales for check clerks and clerical staff to be lengthened from the present 18 to 25 notches with the third efficiency bar at 18 notch and technical and subordinate staff to 30 notches with efficiency bars at 10, 15, 20 notches. They have submitted that there are too many workers in the banking industry who have reached the topmost notches in their scales and who still have many years to serve the respondents and do not benefit from yearly increases.

The respondents have opposed this demand on the ground that the current scales profit adequately for productive service bearing in mind the efficiency bars. They pointed out capable employees move upwards to higher grades including non-unionizable positions. They while rejecting the demand for any further lengthening of scales have offered the creation of additional efficiency bars.

The court notes that in its award in cause No. 61/79 it increased the clerical scales from 15 to 18 years and those of section heads from 12 to 15 years.

Since it was only four years ago that the court revised this item the court feels it is too soon to revise it again. The court therefore rejects it but leaves it up to the claimants either to accept or reject the additional efficiency bars as offered by the respondents on the existing length of scale.

***Termination by death.***—The claimants' demand for provision of coffins and decent burial materials by the respondents for their employees who died in service. They also demand that the respondents should bear the transport cost of the deceased to the final resting place. In support they produced a letter from one bank where the bank regretted for not providing coffin and cost of transportation of the body to their deceased employee and instead prayed for eternal peace for his departed soul!

The respondents opposed this demand and drew the court's attention to the various pension and provident fund schemes, insurance, etc. which were in operation at the various banks and which covered termination by death. They added that such schemes are currently non-negotiable.

The court after due consideration has decided to reject this demand and is inclined to agree with the respondents that currently it is a non-negotiable item. Under the recognition agreement in appendix A negotiable items are clearly specified and there is no item at present under which this demand could be raised.

***Mid-month advances.***—The claimants demand that the respondents should grant their employees advances at mid month on request which advances should not exceed half the wage/salary of an employee. The reason in support of this demand is that due to high cost of living the workers find it difficult to stay for 30 days to be paid for salaries.

The respondents have resisted this demand on the ground that in Kenya all deductions, rates and rents are payable monthly and there would be greater hardship if the claimants' demand was accepted. They pointed out that the bank employees had bank accounts and therefore could regulate their own payments weekly, fortnightly or monthly.

The court rejects this demand.

***Minimum acting allowance for subordinate staff.***—The court has carefully considered the existing provisions as they appear under the present clause 26 (b) which is relevant to this particular demand and finds that the provisions there are adequate. The court finds there is no merit in the claimants' demand that if a junior subordinate staff acts in the place of a senior subordinate staff he should be paid acting allowance.

The demand is accordingly rejected.

Dated in Nairobi on the 10th February, 1984.

SAEED R. COOKAR,  
Judge.

G. M. OMOLO,  
S. M. MAITHYA,  
Members.

## NOW ON SALE

# DEVELOPMENT PLAN 1984-88

Price: Sh. 100 (postage Sh. 4.50 in E.A.,  
Sh. 11 overseas)

## UNIVERSITY EDUCATION IN KENYA

Price: Sh. 12 (postage Sh. 5 in E.A.,  
Sh. 8 Overseas)

Obtainable from the Government Printer, Nairobi