



# THE KENYA GAZETTE

Published by Authority of the Republic of Kenya

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

Vol. LXVIX—No. 18

NAIROBI, 6th April 1967

Price: Sh. 1/50

GAZETTE NOTICE NO. 1261

(167/3/3)

## THE COMMISSIONS OF INQUIRY ACT

(Cap. 102)

### COMMISSION

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

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

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

The Hon. Mr. Justice Spry,  
Mrs. P. Asiyu,  
The Most Rev. J. De Reeper, Bishop of Kisumu,  
Mrs. S. Esmail,  
J. F. H. Hamilton, Esq.,  
Dr. D. F. Heisel,  
The Hon. M. Jahazi, M.P.,  
Miss M. Kenyatta,  
Rev. J. T. Mpaayei,  
The Registrar-General,  
G. S. Sandhu, Esq.,  
The Hon. A. R. Tsalwa, M.P.,  
S. Waruhiu, Esq.,  
E. Cotran, Esq.,

to be Commissioners, and do hereby authorize the said Commissioners to hold an inquiry of which the terms of reference are—

To consider the existing laws relating to marriage, divorce and matters relating thereto.

To make recommendations for a new law providing a comprehensive and, so far as may be practicable, uniform law of marriage and divorce applicable to all persons in Kenya, which will replace the existing law on the subject comprising customary law, Islamic law, Hindu law and the relevant Acts of Parliament and to prepare a draft of the new law.

To pay particular attention to the status of women in relation to marriage and divorce in a free democratic society.

And I direct that—

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

Given under my hand and the public seal of the Republic of Kenya this 3rd day of April 1967.

JOMO KENYATTA,  
*President.*

1910-1911

1910-1911

1910-1911