

S U P P L E M E N T  
TO  
O F F I C I A L   G A Z E T T E  
O F   T H E



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*His Excellency has approved of the following Bill being introduced during the present Session of the Legislative Council.*

*T S. W THOMAS,  
Clerk to the Legislative Council.*

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## A Bill

### Intituled

### An Ordinance to provide for the Collection of Statistics Relating to Agricultural Industrial and other Business undertakings in the East Africa Protectorate.

1 This Ordinance may be cited for all purposes as the Short title  
 "Statistics Ordinance, 1918"

2 In this Ordinance, unless inconsistent with the con- Interpretation of  
 text — terms

5 Prescribed shall mean prescribed by or under the  
 authority of this Ordinance, and, in the case of a pre-  
 scribed form or manner, shall mean a form or manner  
 substantially as prescribed,

10 "Statistics" shall mean the information which may  
 be collected of and incidental to matters specified in or  
 prescribed under, section 3,

"This Ordinance" shall include any regulations made  
 under this Ordinance and for the time being in force

15 3 (1) Subject to the provisions of this Ordinance and to Matters as to which  
 the directions of the Director of Agriculture, statistics shall be statistics shall be  
 collected annually in relation to all or any of the following collected  
 matters —

(a) agricultural, danying, horticultural, industrial  
 and pastoral industries,

20 (b) factories, manufacturing and other productive  
 industries generally,

and in relation to any other matter prescribed by the Governor  
 by notice in the Gazette

25 (2) The duty of collecting any such statistics shall be per-  
 formed by such officer or officers in the public service as the  
 Governor may by notice in the Gazette designate thereto

4 For the purpose of enabling the statistics to be col- Duty of prescribed  
 lected, every prescribed person shall to the best of his person to fill in the  
 knowledge, when required by the prescribed officer so to do prescribed forms  
 30 fill up and supply in accordance with the instructions con-  
 tained in or accompanying the prescribed form, the particulars  
 specified in that form

5 Every person shall, to the best of his knowledge and Duty of persons to  
 belief, answer, when so required, all such questions asked of answer  
 35 him by the prescribed officer, or by an officer authorized in  
 writing by a prescribed officer, as are necessary for obtaining  
 any information required for the collection of statistics

Powers of prescribed  
officers

6 (1) For the purpose of making any enquiries or observations necessary for the carrying out of this Ordinance, the prescribed officer or any officer authorized by him in writing may at any time during working hours after reasonable notice to the owner or the person in charge enter upon any land on which any agricultural, horticultural, or pastoral industry is carried on, and may enter any factory, workshop, dany or other place where persons are employed, or any industrial undertaking is carried on, and may inspect any part of it, and all plant and machinery used in connection with it, and may make such enquiries as are prescribed or allowed by this Ordinance 5 10

(2) Any person who hinders, obstructs or delays any officer mentioned in sub-section (1) in the execution of any power conferred by this section, shall be guilty of an offence and liable on conviction to a fine not exceeding Rs 150/- 15

Compilation and  
tabulation of statistics

7 Every prescribed officer shall compile and tabulate the statistics collected by him under this Ordinance. Such statistics or abstracts thereof, shall be published in such manner as the Director of Agriculture may direct 20

Punishment for making  
false statements

8 Any person who makes in any form or document filled up or supplied in pursuance of this Ordinance or in answer to any question asked him under authority of this Ordinance, any statement which is false in any material particular, knowing the same to be false shall be guilty of an offence, and be liable on conviction to a fine not exceeding Rs 750/- or, in the discretion of the Court, to imprisonment for a period not exceeding three months, without the option of a fine 25

Penalty for forging  
documents

9 Any person who forges any form or document which is used or prescribed under this Ordinance or utters such a document knowing it to be forged shall be guilty of an offence and liable on conviction to the penalties prescribed by law for the crime of fraud 30

## Regulations

10 The Governor may make regulations not inconsistent with this Ordinance — 35

(a) prescribing the particulars and information to be furnished in relation to any matter in respect of which statistics may be collected under this Ordinance,

(b) prescribing the manner and form in which, the times and places at which, and the persons by whom and to whom, such particulars and information shall be furnished 40

The regulations may provide that any person who, without reasonable cause, makes default in complying therewith shall be guilty of an offence and liable on conviction to a fine not exceeding Rs 375/- or, in the case of a continuing default, to a fine not exceeding Rs 15/- for every day during which the default continues 45

Authentication of  
forms, notices and  
documents

11 Every form, notice or other document given or issued by an officer under this Ordinance shall be sufficiently authenticated if the name of the officer by whom it is given or issued has been printed or stamped thereon 50

Entries not admissible  
in evidence

12 No entry in any return book, register or record made by an officer or by any person under this Ordinance shall be admissible in any legal proceedings, civil or criminal, except upon a charge of an offence against this Ordinance, anything to the contrary in the law of evidence notwithstanding 55

13 (1) Whenever any fine has been imposed under this Ordinance for an offence and the person convicted thereof does not within seven days pay the fine the Magistrate's Court imposing the fine may in its discretion issue a warrant for the  
 5 levy of the amount of the fine by seizure and sale of any moveable property belonging to the offender and the warrant shall authorise the seizure and sale of such moveable property within the Court's jurisdiction, and also outside its jurisdiction, if the warrant be endorsed by the Magistrate having  
 10 jurisdiction where the property is situate

Default of payment  
of fine

(2) If it appears that the offender has not sufficient goods wherewith to satisfy the amount of the fine the Court may sentence him to imprisonment with or without hard labour for a period not exceeding one month if the fine or in the  
 15 case of a continuing offence if the aggregate amount of the fine, do not exceed Rs 150/-, or for a period not exceeding two months if the fine or such aggregate amount exceeds Rs 150/- but do not exceed Rs 375/-, or for a period not  
 20 exceeding three months if the fine or such aggregate amount exceed Rs 375/-