



THE
OFFICIAL GAZETTE
OF THE
COLONY AND PROTECTORATE OF KENYA.

Published under the Authority of His Excellency the Governor of the
Colony and Protectorate of Kenya.

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GOVERNMENT NOTICE No. 441.

ARRIVALS.

Name.	Rank.	From leave or on 1st Appointment.	Date of leaving England.	Date of Embarkation.	Date of arrival at Kitiadini.
H. B. Hayter	1st Class Postmaster	Leave	Oct. 19th, 1923	Oct. 19th, 1923	Dec. 1st, 1923
L. C. Wright	Land Surveyor	"	Nov. 26th, 1923*	Nov. 26th, 1923	Dec. 5th, 1923
A. H. Colliver	Capt., 3rd K. A. R.	1st appointment	Nov. 28th, 1923‡	Nov. 28th, 1923	Dec. 7th, 1923
C. I. Sempill	Asst. Supdt., Police	Leave	Nov. 20th, 1923	Nov. 20th, 1923	Dec. 9th, 1923
H. D. McKay	Capt., 3rd K. A. R.	1st appointment	Nov. 21st, 1923	do	do
E. R. Lowder	Asst. District Commissioner	Leave	do	do	do
D. M. McKay	do	1st appointment	Nov. 20th, 1923	do	do
C. V. T. Harte	O. R. S., 3rd K. A. R.	"	Nov. 21st, 1923	do	do
J. McPhaill Campbell	Medical Officer	"	do	do	do

* Date of leaving Durban. ‡ Date of leaving Bombay.

DEPARTURE.

Name.	Rank.	On leave or termination of appointment.	Date of Departure.
A. H. Price	European Process Server	Leave	December 6th, 1923

APPOINTMENTS.

S. 6969.
ARTHUR ARNOLD SELDON, to be Acting District Commissioner, Kacheliba District, with effect from the 24th November, 1923.

HAROLD EDWARD ARTHUR DURHAM, to be Acting Deputy Chief Accountant, Post and Telegraphs Department, *vice* John Anthony O'Loughlen, with effect from 16th August, 1923.

RUDOLPH JEREMIAH FIELD, to be Acting Accountant, Post and Telegraphs Department, *vice* Harold Edward Arthur Durham, with effect from 16th August, 1923.

S. 18816/1524.
JOHN MCPHAIL CAMPBELL, M.B., B.Ch. (U. Edin.), D.P.H. (Camb.), to be a Medical Officer, with effect from the 21st November, 1923.

S. 46/VII.
SWAHILI EXAMINATION.
LOWER STANDARD, PASS.

G. M. TAYLOR, European Police Constable, Kenya Police.

SECRETARIAT,
NAIROBI,
19th December, 1923.

G. A. S. NORTHCOTE,
for Colonial Secretary.

COLONY AND PROTECTORATE OF KENYA.

AN ORDINANCE.

No. 19 OF 1923.

Assented to in His Majesty's name this 9th day of November, 1923.

R. T. CORYNDON,
Governor.

**An Ordinance to Supply a further Sum of Money
for the Service of a period from January 1st,
1924 to 31st December, 1924.**

ENACTED by the Governor of the Colony of Kenya with the advice and consent of the Legislative Council thereof:—

1. This Ordinance may be cited as "The Supplementary Short title
Appropriation (Railway) Ordinance, 1923."

2. The public revenue for the above period and other funds of the Colony and Protectorate of Kenya are hereby charged towards the service of the period of twelve months ending the thirty-first day of December, One thousand nine hundred and twenty-four with a further sum of one million eight hundred and ninety-six thousand seven hundred and eighty-six pounds in addition to the sums provided by the Appropriation Ordinance, 1923. Public revenue charged.

3. The money granted by this Ordinance shall be applied to the purposes and services expressed in the schedule annexed hereto. Application of money granted.

4. The Treasurer of the Colony and Protectorate of Kenya is hereby authorised and required, from time to time, upon warrant or order of the Governor, to pay out of the revenue and other funds of the Colony and Protectorate, for the several services specified in the schedule, the said sum of one million eight hundred and ninety-six thousand seven hundred and eighty-six pounds which will come in course of payment during the period of twelve months ending on the thirty-first day of December, One thousand nine hundred and twenty-four. Treasurer's authority for payment.

SCHEDULE.

HEADS OF EXPENDITURE.	Amounts.
	£
Railway and Marine Revenue Services ...	1,386,032
Railway and Marine Renewals, Betterment and Insurance Fund Services ...	510,754
Total ...	<u>1,896,786</u>

AN ORDINANCE.

No. 20 OF 1923.

Assented to in His Majesty's name this 28th day of November, 1923.

R. T. CORYNDON,
Governor.

**An Ordinance to amend the Revised Edition of the
Laws Ordinance, 1921.**

ENACTED by the Governor of the Colony of Kenya with the advice and consent of the Legislative Council thereof:—

Short title.

1. This Ordinance may be cited as "The Revised Edition of the Laws (Amendment) Ordinance, 1923," and shall be read as one with the Revised Edition of the Laws Ordinance, 1921, hereinafter referred to as the Principal Ordinance.

The year 1922
substituted for
the year 1921.

2. Section 7 sub-section (2) of the Principal Ordinance is hereby amended by the substitution of the figures 1922 for the figures 1921.

Consequential
amendment of
Section 9.

3. Section 9 subsection (1) of the Principal Ordinance is hereby amended by the substitution of the figures 1922 for the figures 1921.

AN ORDINANCE.

No. 21 OF 1923.

Assented to in His Majesty's name this 28th day of November, 1923.

R. T. CORYNDON,
Governor.

**An Ordinance to preserve Mango and other Food
Producing Trees.**

ENACTED by the Governor of the Colony of Kenya with the advice and consent of the Legislative Council thereof:—

Short title.

1. This Ordinance may be cited as "The Food Preservation Ordinance, 1923."

Preservation of
food-bearing
trees.

2. No person shall wilfully injure, cut down or otherwise destroy any mango tree or other species of food-bearing tree to which the Governor-in-Council may by order apply the provisions of this Ordinance without the permission in writing of the District Commissioner of the District in which such tree is situated.

Penalties

3. Any person who contravenes the provisions of this Ordinance shall be liable on conviction to a fine not exceeding pounds 15 or to imprisonment of either description for a term not exceeding three months or to both.

Application
and suspension
of Ordinance.

4. The Governor-in-Council may by order apply this Ordinance to any District or part of a District and may by order suspend such application.

Cognisable to
the police.

5. Any offences against the provisions of this Ordinance shall be cognisable to the police.

AN ORDINANCE.

No. 22 OF 1923.

Assented to in His Majesty's name this 28th day of November, 1923.

R. T. CORYNDON,
Governor.

An Ordinance to Amend The Electric Power Ordinance, 1919.

ENACTED by the Governor of the Colony of Kenya with the advice and consent of the Legislative Council thereof:—

1. This Ordinance may be cited as "The Electric Power (Amendment) Ordinance, 1923," and shall be read as one with "The Electric Power Ordinance, 1919," hereinafter referred to as "the Principal Ordinance." Short title.

2. Section 42 of the Principal Ordinance shall be and is hereby amended by the addition of the following proviso at the end of the said Section:— Amendment of Section 42 of the Principal Ordinance.

"Provided that, if any such Licensee shows to the Governor-in-Council that some other dates are, owing to special circumstances, more convenient in his case than the 30th day of June and the 31st day of March, the Governor-in-Council may substitute such other dates for the said 30th day of June and the 31st March, and this Section shall as respect such licensee be construed with the substituted date."

AN ORDINANCE.

No. 23 OF 1923.

Assented to in His Majesty's name this 28th day of November, 1923.

R. T. CORYNDON,
Governor.

An Ordinance to make provision for the Substitution of Imprisonment for Transportation under the Indian Penal Code.

ENACTED by the Governor of the Colony of Kenya with the advice and consent of the Legislative Council thereof:—

1. This Ordinance may be cited as "The Criminal Law Amendment Ordinance, 1923." Short title.

2. The Indian Penal Code, as applied to the Colony and Protectorate, is hereby amended by the substitution of the words "imprisonment for life" and "imprisonment" respectively for the words "transportation for life" and "transportation" wherever appearing therein. Amendment of Indian Penal Code.

3. Such imprisonment may be either rigorous or simple. Interpretation.

AN ORDINANCE.

No. 24 OF 1923.

Assented to in His Majesty's name this 28th day of November, 1923.

R. T. CORYNDON,
Governor.

An Ordinance to Amend the Estate Duty Ordinance, 1918.

ENACTED by the Governor of the Colony of Kenya with the advice and consent of the Legislative Council thereof:—

Short title.

1. This Ordinance may be cited as "The Estate Duty (Amendment) Ordinance, 1923," and shall be read as one with "The Estate Duty Ordinance, 1918" (hereinafter referred to as "the Principal Ordinance") and "The Estate Duty (Amendment) Ordinance, 1921."

Repeal of
Section 7 of
the Principal
Ordinance and
re-enactment
thereof with
amendments.

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

Assistant
Commissioners.

"7. The Commissioners shall, subject to the approval of the Governor-in-Council, by writing under their hands, or the hands of the major part of them, appoint proper persons to act as Assistant Commissioners in such areas as occasion shall require to assess the duties hereby imposed, to see that the same are duly paid into the Treasury and to furnish monthly returns of all such assessments to the head office of the Commissioners, and subject to the like approval the Commissioner shall appoint and assign to every Assistant Commissioner appointed under this Ordinance, if occasion shall require, such clerical staff, as to the Commissioners may appear necessary for the purposes of this Ordinance."

Repeal of
Section 9 of
the Principal
Ordinance.

3. Section 9 of the Principal Ordinance is hereby repealed, and the following Section is substituted therefor:—

Treasurer to
submit monthly
returns.

"9. The Treasurer shall submit to the Commissioners a monthly return of all duties received by him."

Repeal of
Section 10 of
the Principal
Ordinance and
re-enactment
thereof with
amendments.

4. Section 10 of the Principal Ordinance is hereby repealed, and the following Section is substituted therefor:—

All duties.
collected to
form part of
the general
revenue.

"10. All money from time to time collected or received on account of duties imposed by this Ordinance shall form part of the general revenue of the Colony and Protectorate."

Exception as
to property in
United
Kingdom and
British
Possessions.

5. (1) Where the Commissioners are satisfied, that in the United Kingdom or in a British Possession to which this Section applies, duty is payable by reason of a death on any property situate in the United Kingdom or in such Possession and passing on such death, they shall allow a sum equal to the amount of that duty to be deducted from the Estate duty payable in respect of that property on the same death.

(2) The Governor-in-Council may by Proclamation in the Gazette apply this Section to any British Possession, Protectorate or Mandated Territory where he is satisfied that, by the law of

such Possession, Protectorate or Mandated Territory, either no duty is leviable in respect of property situate in the Colony or Protectorate of Kenya when passing on death, or that the law of such Possession as respects any duty so leviable is to the like effect as the foregoing provision of this Section.

6. Where any property passing on the death of a deceased is situate in a foreign country, and the Commissioners are satisfied that by reason of such death any duty is payable in that foreign country in respect of that property, they shall make an allowance of the amount of that duty from the value of the property.

Property in a foreign country.

7. No probate or letters of administration shall be granted by any Court, unless a certificate is produced to the Court from an Assistant Commissioner or the Board to the effect that the requirements of the principal Ordinance in regard to the payment of duty have been complied with.

No probate or letters of administration to be granted except on production of certificate from Assistant Commissioner.

8. The local situation in the United Kingdom of any property shall be determined in accordance with the law of England with regard to the local situation of property within the meaning of Section 20 of the Finance Act, 1894 (Imperial).

Mode of determining situation of property in United Kingdom.

9. Section 35 of the Principal Ordinance is hereby repealed.

Repeal.

AN ORDINANCE.

No. 25 OF 1923.

Assented to in His Majesty's name this 28th day of November, 1923.

R. T. CORYNDON,
Governor.

An Ordinance Further to Amend the Maintenance Orders Enforcement (Amendment) Ordinance, 1923.

ENACTED by the Governor of the Colony of Kenya with the advice and consent of the Legislative Council thereof:—

1. This Ordinance may be cited as "The Maintenance Orders Enforcement (Amendment) Ordinance, 1923," and shall be read as one with the Maintenance Orders Enforcement Ordinance, 1921 (hereinafter referred to as the "Principal Ordinance") and all amendments thereto.

Short title.

2. Sub-section 7 (2) of the Principal Ordinance is hereby amended by the deletion of the full stop at the end thereof and by the addition of the words "recoverable summarily."

Amendment of sub-section 7 (2) of the Principal Ordinance.

AN ORDINANCE.

No. 26 OF 1923.

Assented to in His Majesty's name this 28th day of November, 1923.

R. T. CORYNDON,
Governor.

An Ordinance Further to Amend the Liwalis' Courts Ordinance, 1921.

ENACTED by the Governor of the Colony of Kenya with the advice and consent of the Legislative Council thereof:—

Short title.

1. This Ordinance may be cited as "The Liwalis' Courts (Amendment) Ordinance, 1923," and shall be read as one with "The Liwalis' Courts Ordinance, 1921," hereinafter called the "Principal Ordinance."

Amendment of
Section 3 of
the Principal
Ordinance.

2. Section 3 of the Principal Ordinance is hereby repealed and the following Section is substituted therefor:—

"3. The Governor may by notice in the Gazette appoint a Liwali for the Coast, and, in addition to his ordinary powers conferred by the Courts Ordinance, 1907, and the Criminal Procedure Ordinance, 1913, and any Ordinance or Ordinances in amendment thereof or in substitution therefor, such Liwali shall be invested with power to exercise jurisdiction in all districts in which Liwalis exercise jurisdiction under the said Ordinances, and shall also have power to inspect all books, records and proceedings of all Liwalis', Cadis' and Mudirs' Courts, and to render reports to the Supreme Court relative to such inspections."

AN ORDINANCE.

No. 27 OF 1923.

Assented to in His Majesty's name this 28th day of November, 1923.

R. T. CORYNDON,
Governor.

An Ordinance to Supply a Further Sum of Money for the Service of the year ended 31st December, 1922.

ENACTED by the Governor of the Colony of Kenya with the advice and consent of the Legislative Council thereof:—

Short title.

1. This Ordinance may be cited as "The Supplementary Appropriation Ordinance, 1923.

Public Revenue
charged.

2. The Public Revenue for the period 1st January to 31st December, 1922, and other funds of the Colony and Protectorate of Kenya are hereby charged towards the service of the period 1st January to 31st December, 1922, with a further sum of four hundred and ten thousand, five hundred and fifty-four pounds, seventeen shillings and thirty-eight cents, in addition to the sums provided by the Appropriation Ordinance No. 2 of 1921.

Application of
money granted.

3. The money granted by this Ordinance shall be applied to the purposes and services expressed in the Schedule annexed hereto.

Treasurer's
authority for
payment.

4. The Treasurer of the Colony and Protectorate of Kenya is hereby given authority for having paid out of the Revenue and other funds of the Colony and Protectorate of Kenya, for the several services specified in the schedule, the said sum of four hundred and ten thousand, five hundred and fifty-four pounds,

seventeen shillings and thirty-eight cents, which have come in course of payment during the period 1st January to 31st December, 1922.

SCHEDULE.

HEAD.		£	s.	cts.
2	Pensions and Gratuities	4,127	15	6
3	His Excellency the Governor	1,221	0	11
5	Official Gazette and Printing — Special Expenditure	2,549	8	76
9a	Port and Marine Departments — Special Expenditure	733	3	98
14a	Medical Department—Special Expenditure	5,621	7	61
16a	Education—Special Expenditure	1,170	6	28
17a	Military—Special Expenditure	5,236	4	91
18	Miscellaneous Services	130,137	9	32
19b	Railway Department—Special Expenditure	336	6	91
20a	Agricultural Department—Special Expenditure	649	9	56
28	Stand Premia	5,776	6	38
29	Special Expenditure for Magadi	2,564	13	84
30	Protectorate share of War Expenses	468	8	50
31	Public Debt Funded	249,962	16	16
		£410,554	17	38

AN ORDINANCE.

No. 28 OF 1923.

Assented to in His Majesty's name this 28th day of November, 1923.

R. T. CORYNDON,
Governor.

**An Ordinance to Amend the Agricultural Produce
Export Ordinance, 1921.**

ENACTED by the Governor of the Colony of Kenya with the advice and consent of the Legislative Council thereof:—

1. This Ordinance may be cited as "The Agricultural Produce Export Amendment Ordinance, 1923," and shall be read as one with the Agricultural Produce Export Ordinance, 1921, hereinafter referred to as "the Principal Ordinance." Short title.

2. Section 2 of the Principal Ordinance is hereby amended by adding thereto the following definition:—
"Block stacking" means the placing together in one or more lots produce of the same kind and grade belonging to any person or persons. An amendment of Section 2 of the Principal Ordinance.

3. Sub-section (4) of Section 10 of the Principal Ordinance is hereby repealed and the following substituted for it:—
"(4) The place and manner of storage (which may include block stacking), the conveyance, and the treatment of any produce." Amendment of Section 10 of the Principal Ordinance.

4. The Principal Ordinance is hereby further amended by adding thereto the following section:—

"10. A (1) Where produce is delivered to the Administration of the Uganda Railway to be block-stacked it shall be lawful for the said Administration to make such charges, rules, regulations and conditions as it may deem fit for the block-stacking of produce by it.

(2) When produce is block-stacked the Administration of the Uganda Railway shall, after reasonable notice, deliver to the person entitled thereto, produce of the same grade, quality and quantity as that person or his assignor shall have delivered to the said Administration to be block-stacked, but it shall not be necessary for the said Administration to deliver to any person the identical produce which it received from him or from his assignor."

AN ORDINANCE.

No. 30 OF 1923.

Assented to in His Majesty's name this 14th day of December, 1923.

R. T. CORYNDON,

Governor.

**An Ordinance to Amend the Game Ordinance,
1921.**

ENACTED by the Governor of the Colony of Kenya with the advice and consent of the Legislative Council thereof:—

Short title.

1. This Ordinance may be cited as "The Game Amendment Ordinance, 1923," and shall be read as one with the Game Ordinance, 1921, hereinafter called "The Principal Ordinance."

Amendment of
Section 4 of
the Principal
Ordinance.

2. Section 4 of the Principal Ordinance is hereby amended by the deletion therefrom of the words "private land" and by the substitution therefor of the words "Resident's Private Land Licence."

Amendment of
Section 6 of
the Principal
Ordinance and
marginal note
thereto.

3. (1) Section 6 of the Principal Ordinance is hereby amended by the deletion therefrom of the words "or Fourth Schedules" and by the substitution therefor of the word "Schedule."

(2) The marginal note to Section 6 of the Principal Ordinance is hereby amended by the deletion therefrom of the words "and 4th Schedules" and by the substitution therefor of the word "Schedule."

Amendment of
Section 7 of
the Principal
Ordinance.

4. Section 7 of the Principal Ordinance is hereby amended by the addition thereto of the following sub-section:—

"(3) The Governor-in-Council may, if he thinks fit, by Proclamation, alter any Schedule in the manner provided by sub-sections (1) and (2) hereof, for the purposes of any licence referred to in such Schedule."

Amendment of
sub-section 17
(1) of the
Principal
Ordinance.

5. (1) Clause (d) of sub-section 17 (1) of the Principal Ordinance is hereby repealed, and the following clause substituted therefor:—

"(d) (1) A Resident's Private Land Licence: £2.

(2) A Visitor's Private Land Licence: £10."

(2) Clause (f) of sub-section (1) of Section 17 of the Principal Ordinance is hereby repealed.

Amendment of
sub-sections 17
(2) and (3) of
the Principal
Ordinance.

6. Sub-sections (2) and (3) of Section 17 of the Principal Ordinance are hereby repealed, and the following sub-sections substituted therefor:—

"(2) All licences, except a Visitor's Licence, a Visitor's Private Land Licence and a Resident's Fourteen-day Licence, shall expire on the 31st day of December of the year of issue.

(3) A Visitor's Licence, and a Visitor's Private Land Licence shall expire one year after the date of issue."

Amendment of
sub-section 17
(5) of the
Principal
Ordinance

7. Sub-section (5) of Section 17 of the Principal Ordinance is hereby amended by the deletion therefrom of the words "or Traveller's Licence."

Amendment of
Section 18 of
the Principal
Ordinance and
marginal note
thereto.

8. (1) Section 18 of the Principal Ordinance and the marginal note thereto, are hereby amended by the insertion therein of the word "Resident's" immediately preceding the word "Private."

(2) Section 18 of the Principal Ordinance is hereby further amended by the addition thereto of the following words:—

"Or to such other officers of His Majesty's Forces visiting the Colony on duty, but not usually resident in the Colony, as the Governor may in each case approve."

9. Section 22 of the Principal Ordinance is hereby repealed. Repeal of Section 22 of the Principal Ordinance.
10. Sub-section (1) of Section 23 of the Principal Ordinance is hereby repealed and the following sub-section substituted therefor:—
 “(1) Any visitor may take out a Visitor's Private Land Licence and any resident may take out a Resident's Private Land Licence. Any such licence will entitle the holder thereof to hunt, kill or capture game on private land only with the consent of the owner, his agent or the occupier of such land.
 The holder of any such licence may, by payment of the difference in amount of the licence fees, convert such licence into a Visitor's Licence or a Resident's (Full) Licence as the case may be.” Amendment of sub-section 23 (1) of the Principal Ordinance.
11. Sub-section (2) of Section 23 of the Principal Ordinance is hereby amended by the insertion therein of the words “Visitor's nor Resident's” immediately preceding the word “Private.” Amendment of sub-section 23 (2) of the Principal Ordinance.
12. Sub-sections (2) and (4) of Section 28 of the Principal Ordinance are hereby amended by the deletion therefrom of the word “Traveller's.” Amendment of sub-sections 28 (2) and (4) of the Principal Ordinance.
13. The Fourth Schedule to the Principal Ordinance is hereby repealed. Repeal of Fourth Schedule to the Principal Ordinance.

AN ORDINANCE.

No. 31 OF 1923.

Assented to in His Majesty's name this 14th day of December, 1923.

R. T. CORYNDON,
Governor.

An Ordinance to make provision for the Control of Sugar and Sugar Juice.

ENACTED by the Governor of the Colony of Kenya with the advice and consent of the Legislative Council thereof.

1. This Ordinance may be cited as “The Sugar Ordinance, 1923.” Short title.
2. For the purposes of this Ordinance:—
 “Prohibited area” shall mean any area so declared under the provisions of Section 10 of this Ordinance.
 “Sugar” shall mean any crystallised form of the juice of the sugar cane or sugar beet and shall include molasses, jagree, gur and all kinds of unrefined sugar.
 “Sugar juice” shall mean the liquid product of any sugar producing plant.
 “Controller” shall mean the District Commissioner of the District within which the prohibited area lies. Definitions.
3. No person shall give, barter, sell, convey, deliver or otherwise supply to a native whether directly or indirectly any sugar juice extracted by the use of any machinery designed for or capable of producing sugar juice or permit machinery under his control to be used for the purpose of enabling any native to obtain sugar juice. Restriction on supplying native with sugar juice.
4. No person shall import or cause to be imported any sugar or sugar juice into any prohibited area without a permit in writing from the Controller. Restriction on importation of sugar or sugar juice into prohibited area.

Restrictions on possession of sugar or sugar juice in any prohibited area.

5. No person shall possess any sugar or sugar juice in any prohibited area without a permit in writing from the Controller.

Restriction on possession of mill, etc. for production of sugar or sugar juice.

6. No person shall erect, possess, or use a mill or other apparatus in a prohibited area for the purpose of the production of sugar or sugar juice without a permit from the Controller.

Power of Controller in granting permits.

7. (1) A Permit may be issued by the Controller under the provisions of this Ordinance and may specify any conditions to be observed by the holder thereof provided that such conditions are designed for the better carrying out of the provisions of this Ordinance.

(2) A Controller may refuse to issue a permit, and in such case an appeal shall lie to the Senior Commissioner or where there is no Senior Commissioner to the Colonial Secretary, whose decision shall be final.

Penalty.

8. Any person contravening any of the provisions of this Ordinance shall, on conviction, be liable

(a) for a first offence, to a fine not exceeding £100, and in default of payment, to imprisonment of either description for a term not exceeding six months;

(b) for a second or any subsequent offence, to both such fine and imprisonment.

Offence Cognisable to Police.

9. Any offence against the provisions of this Ordinance shall be cognisable to the Police.

Operation of Ordinance.

10. The Governor-in-Council may, from time to time, by Proclamation, apply this Ordinance or any section thereof to any area in the Colony or Protectorate.

Power to make Rules.

11. The Governor-in-Council may from time to time make Rules for the better carrying into effect of the purposes of this Ordinance.

Repeal.

12. The Wakamba (Prevention of Drunkenness) Ordinance, 1919, is hereby repealed.

AN ORDINANCE.

No. 32 OF 1923.

Assented to in His Majesty's name this 14th day of December, 1923.

R. T. CORYNDON,
Governor.

An Ordinance to Impose a Tax on Cotton.

ENACTED by the Governor of the Colony of Kenya with the advice and consent of the Legislative Council thereof:—

Short title.

1. This Ordinance may be cited as "The Cotton (Tax) Ordinance, 1923."

Interpretation.

2. In this Ordinance:—

"Colony" means the Colony and Protectorate of Kenya.

Tax.

3. On the coming into force of this Ordinance there shall be payable in respect of all cotton that has been ginned in the Colony a tax of six cents per pound for the period ending the 31st day of May, 1924, and thereafter there shall be levied such tax, not exceeding six cents per pound, as the Governor-in-Council may

prescribe by Proclamation to be published before the 1st day of November in any year, provided that such tax shall not be increased before the 1st day of June in the year succeeding its publication.

4. No ginned cotton shall be transported by rail or sea from the Colony unless and until a licence has been obtained in that behalf, nor until the amount due in respect of the tax shall have been paid.

Ginned cotton
not to be
removed
without a
licence.

5. The Governor-in-Council may make Rules governing the collection and payment of the tax, the form of application for a licence and any certificate to be furnished, the form of the licence and the particulars to be furnished thereon, the duties of any agency transporting cotton and generally for the better carrying out of the purposes of this Ordinance.

Power to make
Rules.

6. Any person who commits a breach of the provisions of this Ordinance may be punished on conviction with a fine not exceeding £100 or with imprisonment of either description not exceeding six months or with both.

Penalty.

AN ORDINANCE.

No. 33 OF 1923.

Assented to in His Majesty's name this 14th day of December, 1923.

R. T. CORYNDON,
Governor.

An Ordinance to make better provision for the Protection and Improvement of the Coconut Industry.

ENACTED by the Governor of the Colony of Kenya with the advice and consent of the Legislative Council thereof:—

1. This Ordinance may be cited as "The Coconut Industry Ordinance, 1923."

Short title.

2. It shall be lawful for the Governor-in-Council from time to time by Proclamation in the Gazette to apply this Ordinance to any district or districts of the Colony and Protectorate of Kenya, and fix the date or dates at which such application or applications shall commence.

Applied by
Proclamation.

3. For the purposes of this Ordinance the following terms shall have the meanings hereby assigned to them:—

Definitions.

"Plantation" means land on which there are one or more growing coconut palms, the property of the same owner and situated on the same plot of land.

"Palm wine" means tembo tamu and or tembo kali.

"Dealer" means every person whose business is that of buying and selling or bartering coconuts or the produce thereof.

4. Any person found in possession of coconuts in the following circumstances shall be deemed to have stolen them unless such person shall prove affirmatively (the onus being on him) that the possession was lawful and shall on conviction be liable to the penalties as laid down in Section 5 of this Ordinance.

Presumption
of theft.

(a) On any coconut plantation or in the immediate vicinity thereof, except with the authority and consent of the owner or his authorised agent.

(b) Conveying or carrying coconuts which may be reasonably suspected to have been stolen.

Punishment
for theft.

5. Any person convicted of an offence under the last preceding section shall, notwithstanding anything contained in the Indian Penal Code, be liable to be punished on first offence with imprisonment of either description for a term not exceeding six months with or without a fine not exceeding pounds five, and on the second or subsequent offence with imprisonment of either description for a term not exceeding three years with or without a fine not exceeding pounds fifty.

Trespass on
plantation.

6. When a plantation has well defined boundaries or well defined roads or public footpaths through it, any person unauthorised by the owner or person in charge thereof found loitering or lurking among coconut palms in bearing or among coconuts planted at stake in such plantation and off any such road or public footpath shall, unless he can give a satisfactory reason to a Magistrate, be deemed to have committed an offence and shall be liable on conviction to a fine not exceeding pounds five or to imprisonment of either description for a term not exceeding six months or both.

Power to
arrest.

7. Any person committing or reasonably suspected of committing an offence under Sections 4 and 6 of this Ordinance may be arrested by the owner of the plantation or by the agent of such owner from which the nuts are reasonably suspected to have been stolen or on which the suspected person is found loitering or lurking and may be detained in custody by him. Provided that he shall with all practicable speed be either handed over to the police or brought before a Magistrate, and shall not be detained without a warrant longer than is necessary.

Tapping
coconut
palms and
licence
therefor.

8. (1) No person shall tap coconut palms for palm wine unless he shall have first taken out a licence in that behalf from the District Commissioner.

(2) Such licence shall authorise the holder to tap coconut palms for palm wine in such area and within such hours as the District Commissioner shall approve and specify in the licence.

(3) The District Commissioner may refuse to issue a licence to tap coconut palms for palm wine either for purposes of sale or for the owner's use unless he is satisfied that the plantation is kept in a satisfactory state of cultivation.

(4) There shall be payable in respect of any licence issued under this section such sum as the Governor-in-Council may from time to time proclaim provided always that no sum shall be payable in respect of any licence granted to tap coconut palms for palm wine intended for private consumption by the owner or his household or dependents and not for purposes of sale. Such licences shall be endorsed by the District Commissioner with such conditions as he may think necessary.

Licence to
tap.

9. Every licence which authorises the tapping of a coconut palm shall expire on 31st day of December of the year in which it was issued.

Inspection of
licences.

10. Any Magistrate, Justice of the Peace, European Police Constable or any police officer of or above the rank of Assistant Sub-Inspector shall have power to demand and inspect any licence which authorises the tapping of coconut palms, and if the person who is required to produce the licence as aforesaid is proved or reasonably suspected to have tapped a coconut palm within a period of one month immediately preceding the said demand, and refusal or failure to produce such licence on demand shall be deemed to be evidence that the person has not taken out a licence.

Dealer to be
licensed.

11. No person shall buy and sell or otherwise deal in coconuts or the produce thereof unless he is licensed in that behalf by the District Commissioner of the district in which his business is situated; provided that the owner or person in charge of a coconut plantation may sell coconuts or the produce thereof or any other products of the coconut palm other than palm wine without such licence and provided that any person may without such licence buy coconuts or the produce thereof for his own use, but not for sale or barter.

12. A licence granted under Section 11 shall define the exact position of the premises licenced by the dealer, and agents or servants carrying on business on behalf of their principals or masters shall in all cases be personally licenced to deal on the premises as defined in the licence and no dealer shall have more than one place of business under the same licence.

Premises to be described in licence.

13. The fee for a dealer's licence shall be S. 5 per annum provided that if a licence is taken out on or after 1st July of any year the sum of S. 2/50 only shall be payable and provided that every licence granted under this section shall expire on 31st December.

Fee for Dealer's Licence.

14. A District Commissioner shall have power in his discretion to refuse a dealer's licence without giving any reason and may also in his discretion suspend or cancel any dealer's licence granted.

Power to refuse licence.

15. Any person who shall commit an offence against this Ordinance shall, where other provision is not made, be liable to a term of imprisonment of either description not exceeding twelve months or to a fine not exceeding pounds fifty or to both and to forfeiture of any licence issued under this Ordinance.

Penalties.

16. All offences under this Ordinance or any rules thereunder shall be cognisable to the police.

Offences cognisable.

17. The Governor-in-Council may from time to time make rules for the better carrying out of this Ordinance.

Power to make Rules.

18. The Coconut Trade Ordinance, 1915, and The Coconut Trade Amendment Ordinance, 1919, are hereby repealed.

Repeal.

AN ORDINANCE.

No. 34 OF 1923.

Assented to in His Majesty's name this 14th day of December, 1923.

R. T. CORYNDON,
Governor.

An Ordinance to make provision for Maintaining and Improving the Quality of Cotton in the Colony and Protectorate of Kenya.

ENACTED by the Governor of the Colony of Kenya with the advice and consent of the Legislative Council thereof:—

1. This Ordinance may be cited as "The Kenya Cotton Ordinance, 1923."

Short title.

2. The Governor-in-Council may make Rules and apply the same or any of them by rule to any area within the Colony:—

Power to make Rules.

(a) prescribing the kind and quality of seed to be used for the purpose of sowing cotton, and forbidding the use of any other kind or quality of seed in the sowing of cotton;

(b) prohibiting the importation of any particular kind or quality of cotton seed;

(c) regulating the distribution of cotton seed to persons requiring seed for the purpose of sowing cotton;

(d) providing for the requisition with or without compensation of cotton seed for sowing purposes;

(e) regulating and controlling the method, time and place of growing, collecting, ginning, baling or otherwise preparing cotton;

(f) for the inspection of cotton, cotton seed, cotton plantations and cotton factories, stores, and ginneries and the eradication of diseases and insect pests;

(g) for the licensing and controlling of cotton factories and ginneries;

(h) for the establishment of cotton markets and for the control of the weighing, sale, purchase and export of cotton and all dealings therein, and for fixing the fees to be paid for market stalls;

(i) prohibiting the exportation of cotton seed or of cotton of inferior quality or of any particular kind, or specifying any particular kind or quality as the only kind or quality which may be exported;

(j) providing for the destruction or removal of any soil, seed crops, cotton plants or implements with or without compensation;

(k) prescribing fees and charges in respect of licences and of anything to be done in pursuance of any rule made under this Ordinance, and the payment thereof;

(l) for licensing of cotton vendors and purchasers;

(m) for the issue, transfer and revocation of licences granted under this Ordinance;

(n) for the production and exhibiting of licences and for the keeping, and production and inspection of books of account by licencees.

Power to make
Proclamation.

3. The Governor-in-Council may at any time by Proclamation:—

(a) declare any area, cotton factory or ginnery within the Colony to be infected with cotton disease or pest and prohibit the use of such land, factory or ginnery for any purpose connected with the sowing, planting, collecting, storing, ginning, baling or other preparation of cotton, or for the storing of seed to be used for sowing;

(b) extend, diminish or otherwise alter the areas and places mentioned in (a);

(c) declare an infected area, cotton factory or ginnery to be free from disease or pest;

(d) for the purpose of preventing the spread of pests and disease, either in crop or otherwise, prohibit the removal of cotton or cotton seed from one district, place or area to another district, place or area.

Penalties.

4. The Governor-in-Council may fix such penalties for the breach, or attempted breach, or non-observance of any Rule or Proclamation as he may think proper, not exceeding imprisonment of either description for a term of six months, or a fine of pounds five hundred, or both, and where no penalty is imposed by the Rules or Proclamations, the breach or non-observance of the Rules or Proclamations shall be punishable to the extent aforesaid, and may provide that any seed, cotton or implement in respect of which a breach or attempted breach or non-observance of any Rule or Proclamation has been committed may be confiscated or otherwise dealt with, with or without compensation.

Repeal.

5. The East African Cotton Ordinance, 1908, is hereby repealed.

PROCLAMATION No. 130.

S. 22533/1.

THE RECIPROCAL ENFORCEMENT OF
JUDGMENTS ORDINANCE, 1922.

PROCLAMATION.

IN EXERCISE of the powers conferred upon me by the Reciprocal Enforcement of Judgments Ordinance, 1922, I, Robert Thorne Coryndon, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor of the Colony and Protectorate of Kenya, having taken the advice of My Executive Council, do hereby declare that the said Ordinance shall extend to judgments obtained in a superior Court of the Colony of the Seychelles Islands in like manner as it extends to judgments obtained in a superior Court in the United Kingdom.

Given under my hand at Nairobi this 12th day of December, 1923.

R. T. CORYNDON,
Governor.

GOD SAVE THE KING.

PROCLAMATION No. 131.

S. 1967/VI.

THE DISEASES OF ANIMALS
ORDINANCE, 1906.

PROCLAMATION.

IN EXERCISE of the powers thereunto enabling me, I hereby declare the following farm to be an infected area (Foot and Mouth Disease) for the purposes of the aforesaid Ordinance.

Farm No. 3777/23, Upper Gilgil, Miss Margaret Collyer.

Given under my hand at Nairobi this 11th day of December, 1923.

W. KENNEDY,
Chief Veterinary Officer.

PROCLAMATION No. 132.

S. 1967/VI.

THE DISEASES OF ANIMALS
ORDINANCE, 1906.

PROCLAMATION.

IN EXERCISE of the powers thereunto enabling me, I hereby declare the following portion of a Proclamation to be revoked.

That portion of Proclamation No. 112, dated the 14th day of November, 1923, declaring Farm No. 425/2/16, Upper Gilgil, Dr. Forbes, to be an infected area (Foot and Mouth Disease).

Given under my hand at Nairobi this 11th day of December, 1923.

W. KENNEDY,
Chief Veterinary Officer.

PROCLAMATION No. 133.

S. 1967/VI.

THE DISEASES OF ANIMALS
ORDINANCE, 1906.

PROCLAMATION.

IN EXERCISE of the powers thereunto enabling me, I hereby declare the following portion of a Proclamation to be revoked.

A portion of Proclamation No. 117, dated the 12th day of August, 1921, declaring that portion of Road cutting through Mrs. Duir's and Mr. Impey's farms, Limoru District, to be an infected area (East Coast Fever).

Given under my hand at Nairobi this 11th day of December, 1923.

W. KENNEDY,
Chief Veterinary Officer.

PROCLAMATION No. 134.

S. 1967/VI.

THE DISEASES OF ANIMALS
ORDINANCE, 1906.

PROCLAMATION.

IN EXERCISE of the powers thereunto enabling me, I hereby declare the following farms to be infected areas (Rinderpest) for the purposes of the purposes of the aforesaid Ordinance.

Farms Nos. 1848/2, 1849, 1851/iii/1, 1851/iii/2, Donyo Sabuk, Machakos District, Mr. Stuart Watt.

Farm No. 74B, Eldoret District, Mr. F. F. Viljoen.

Given under my hand at Nairobi this 11th day of December, 1923.

W. KENNEDY,
Chief Veterinary Officer.

PROCLAMATION No. 135.

S. 1967/VI.

THE DISEASES OF ANIMALS
ORDINANCE, 1906.

PROCLAMATION.

IN EXERCISE of the powers thereunto enabling me, I hereby declare the following farm to be an infected area (Rinderpest) for the purposes of the aforesaid Ordinance.

Farm No. 1446/1, Tetanoni Estate, Koru, Mr. A. McMinn.

Given under my hand at Nairobi this 12th day of December, 1923.

W. KENNEDY,
Chief Veterinary Officer.

PROCLAMATION No. 136.

S. 1967/VI.

THE DISEASES OF ANIMALS
ORDINANCE, 1906.

PROCLAMATION.

IN EXERCISE of the powers thereunto enabling me, I hereby declare the following farm to be an infected area (Contagious Bovine Pleuro-pneumonia) for the purposes of the aforesaid Ordinance.

Farm No. 675/2, Burnt Forest, Eldoret District, Mr. O. C. Arnesen.

Given under my hand at Nairobi this 12th day of December, 1923.

W. KENNEDY,
Chief Veterinary Officer.

GOVERNMENT NOTICE No. 442.

S. 10146/1.

THE KENYA COTTON ORDINANCE, 1923.

RULES.

IN EXERCISE of the powers conferred upon the Governor-in-Council by Section 2 of the above Ordinance, His Excellency the Governor-in-Council has been pleased to make the following Rules:—

Definition.

In these Rules "Director of Agriculture" means the officer holding that post, or any officer of the Department of Agriculture authorised by him to exercise any of the powers conferred upon the Director of Agriculture by these Rules.

1. These Rules may be cited as "The Kenya Cotton Rules, 1923," and shall apply to the whole of the Colony and Protectorate, excepting Rules numbered 11 to 25 both inclusive, which shall apply to native areas.

(A) SEED AND SOWING.

Seed for distribution.

2. No person shall grow cotton except from seed issued or approved by the Director of Agriculture. No person other than the Director of Agriculture shall supply natives with cotton seed.

3. The Director of Agriculture shall have the power to requisition, without payment, any cotton seed grown from seed issued free by the Director of Agriculture and considered suitable for sowing purposes.

Seed from hand cotton gins.

4. All cotton seed grown by natives and obtained from hand cotton gins shall forthwith be destroyed by the person so obtaining it or by any person into whose possession or ownership such seed shall come.

Provided always that it shall not be necessary to destroy such seed pending its being supplied to the Government or exported or being treated in some manner which will prevent its being used as seed for sowing purposes.

The burden of proof that such seed is to be so supplied, exported or treated shall be upon the person owning or possessing such seed.

Prohibition of removal of seed from quarantine area and of sowing in certain areas.

5. (i) The Governor may, at any time, by notice in the Gazette:—

(a) Declare any specified area to be a "cotton quarantine area" and

(b) Prohibit the sowing of cotton seed in any such area or part thereof, either unconditionally or on the condition of its being disinfected, and may also prohibit the sowing of other crops which are known to harbour the diseases and pests of cotton.

(ii) No person shall send or convey any seed cotton or cotton seed out of any such cotton quarantine area except with the permission of the Director of Agriculture in writing, or sow any cotton seed in any area in which sowing has been prohibited as above provided, unless he is in possession of a certificate signed by the Director of Agriculture or any person authorised by him that such seed-cotton or cotton seed has been disinfected or otherwise treated for the destruction of diseases or pests by the Government or under Government supervision.

Power to seize and destroy seed.

6. The Director of Agriculture may seize and destroy without paying compensation, any seed-cotton or cotton seed which in his opinion is so infected with diseases and pests as to create a danger of the spread thereof whether the seed is intended for sowing or for other purposes.

(B) COTTON GROWING.

Annual uprooting and burning after harvest.

7. All cotton plants shall be uprooted after the first season's crop has been picked therefrom, and on no account shall they be allowed to remain for a second season, or for more than one year in the ground. All crop residues on the plantation, including the above plants, cotton bolls, seed-cotton remaining unsold, etc., shall be burned.

8. The Director of Agriculture may from time to time fix by notification in the Gazette a date prior to which all the previous season's cotton plants shall be uprooted and burned prior to such date, together with all crop residues in or near the plantations.

The Director of Agriculture shall have access to plantations and be at liberty to remove samples of soil, etc.

9. The Director of Agriculture shall:—

(a) At all times have access to every cotton plantation for the purpose of searching for diseases and pests, investigating the method of cultivation and ascertaining that these or any other Rules under the Kenya Cotton Ordinance, 1923, are complied with by the grower.

(b) Be at liberty to remove samples of soil, and parts of plants and, for the purpose of research, to destroy individual plants.

10. In the event of its being established to the satisfaction of the Director of Agriculture that any disease or insect pests of a serious nature exist, or all reasonably suspected in a cotton plantation he may direct that:—

(a) All plants shall be burned forthwith; and

(b) Cotton shall not be replanted prior to the expiration of two years from the completion of the burning.

(c) Any other treatment considered necessary by him shall be complied with.

(C) PURCHASE OF COTTON.

Licence to purchase unginned cotton.

11. No person shall purchase unginned cotton unless he is in possession of a licence issued to him by the District Commissioner of the district in respect of which the licence is applied for. Every applicant for a licence shall specify the building and/or place at which the licensee proposes to buy unginned cotton and no licensee shall purchase unginned cotton otherwise than at such building and/or place. Provided always that he may purchase ginned or baled cotton at any ginnery in the Colony. In this Rule the word building may, with the assent of the District Commissioner, include two or more buildings situated on the same plot.

12. No person shall sell unginned cotton otherwise than at a building and/or place duly licensed.

Licence may be refused.

13. The District Commissioner may in his discretion refuse to issue a licence to any person who has been convicted of a breach of these Rules, or has been convicted of a criminal offence or on the ground that the building or buildings at which unginned cotton is to be purchased or the situation thereof is not suitable for the purpose or on the ground that a sufficient number of licences in the area have already been granted, or on any other sufficient ground. Every such refusal shall be subject to an appeal to the Governor.

Period of duration of licence.

14. Licences for the purchase of unginned cotton shall expire on the 30th day of September in each year.

Transfer of licence.

15. The District Commissioner may in his discretion allow a licence to be transferred from any one person to any other person on the ground of the decease of the licensee or if the licensee be desirous of transferring his business or on any other sufficient ground.

Form of licence.

16. Every licence shall be in the form and subject to the conditions set out in the Schedule A hereto and the annual fee in respect of each licence shall be the sum of Shs. 100.

Conditions of licence.

17. Every licence shall be issued subject to the following conditions:—

(a) The licensee shall not take delivery of any cotton purchased or received by him except at the place or places described in his licence.

(b) The licensee shall keep the licence posted in a prominent position in such place or building.

(c) The licensee shall at all reasonable times allow the inspection of such building or place and of the cotton therein by any Government Administrative or Agricultural Officer or European Police Officer.

Purchaser to keep books of account.

18. Every licensee shall keep books of account in which shall be entered day by day the following particulars concerning all purchases, sales, shipments, receipts and consignments of cotton:—

(a) The date of purchase, sale, consignment or receipt.

(b) The weight, quality and price of the cotton so dealt with.

(c) Every licensee shall on demand of any such officer as is mentioned in Clause (c) of Rule 17 hereof produce for inspection all books kept by him under the provisions of this Rule and allow copies to be made thereof.

(d) Every such book shall be preserved by the licensee for at least three years after the date of the last entry therein.

(e) The books shall be kept in English or Swahili.

Licence may be revoked or suspended.

19. A licence may be revoked or suspended at any time by the District Commissioner on the

ground that the licensee has been convicted of a breach of these Rules or has been convicted of a criminal offence or on any other sufficient ground. Every such revocation or suspension shall be subject to an appeal to the Governor.

Returns of purchases.

20. All licensees shall forward in duplicate to the District Commissioner at the end of each calendar month during the cotton season, full details of all cotton bought direct from growers under their licences and these details shall include places where purchased, prices paid and quantities classified as first, second and third qualities.

The District Commissioner shall forward a copy of all such returns to the Director of Agriculture.

Qualities of cotton.

21. For the purposes of these Rules:—

First quality cotton means, cotton which is clean, white and free from stain and dirt.

Second quality cotton means, slightly stained or slightly dirty cotton of sound staple.

Third quality cotton includes deeply stained, leafy or dirty cotton of inferior staple.

Opening date for purchase of cotton.

22. The purchase of cotton shall not commence in any district until such date as is fixed by the District Commissioner for that district in consultation with the Director of Agriculture.

Purchaser must pay cash.

23. No contract for the purchase of unginned cotton shall be entered into, the consideration for which is to be paid other than in cash, and no financial or other inducement shall be offered to the vendor by the purchaser or by any other person to enter into any contract for the sale of unginned cotton.

Weighing machine.

24. Any weighing machine or scale or balance used in the purchase of cotton must be maintained in working order satisfactory to the Director of Agriculture or District Commissioner, who may require its removal from the premises.

Prices to be prominently displayed.

25. At every place licensed to purchase unginned cotton the prices being paid to the grower thereof for first, second and third qualities of cotton shall be prominently displayed.

(D) GINNERIES.

Licence for ginning and baling.

23. No person shall gin or bale or cause to be ginned or baled cotton at any place within the Colony unless he is in possession of a licence in respect of such place issued to him by the Director of Agriculture.

Period of duration of licence.

27. Licences for ginning and baling cotton shall run from the 1st January in each year to the 31st December following and shall be renewable annually subject to the provisions of these Rules.

*Transfer of
ginning licence.*

28. No licence shall be transferred except with the consent in writing of the Director of Agriculture, but such consent shall not unreasonably be withheld. Every such refusal to the transfer of a licence shall be subject to an appeal to the Governor.

*Ginning licence may
be suspended, revoked
or renewal refused.*

29. The Director of Agriculture may at any time suspend, revoke, or refuse to renew a licence on the ground that the licensee has been guilty of a breach of the Kenya Cotton Ordinance, 1923, or any Rules made thereunder or has been convicted of a criminal offence or on any other sufficient ground. Every such suspension, revocation or refusal to renew shall be subject to an appeal to the Governor.

*Form of licence
and fees.*

30. Every licence shall be in the form and subject to the conditions set out in the Schedule "B" to these Rules. The fees payable on such licence shall be those specified in Schedule C to these Rules. The Governor may in his discretion remit any fee in whole or part.

*Cotton not to be
mixed.*

31. No stained or dirty cotton shall be mixed with clean cotton at any ginnery either before or after ginning.

*Seed of each grade to
be stored separately.*

32. The seed of each grade of cotton shall be stored separately after ginning and the packages thereof shall bear distinguishing marks.

*Contents of bales to
be cotton only.*

33. No bale or package containing ginned cotton intended for export shall contain any other substances than cotton and the burden of proof that the ginned cotton in any such bale or package found to contain any other substance than cotton is not intended for export shall be upon the holder of the licence under which such cotton was ginned.

*Monthly ginning
returns.*

34. All licensees under Schedule B shall forward to the Director of Agriculture at the end of each calendar month when the factory is in operation full details of all cotton ginned and baled during that month.

These details shall include quantities ginned and baled and qualities classified into at least three qualities showing the ginning percentage of each quality and stating whether the cotton was saw or roller ginned and each bale or package of cotton leaving the ginnery or baling factory shall bear a distinctive mark, showing the quality of cotton contained therein and further distinctive marks showing whether such cotton has been roller or saw ginned and the district of origin of such cotton, and all such marks used by each licensee shall be registered with the Director of Agriculture.

*Buildings for
storing cotton.*

35. All cotton at ginning and baling factories shall be stored in buildings which have been approved by the Director of Agriculture.

(E) GENERAL.

*Inspection of
cotton stores.*

36. Any ginning or baling factory or store or other place in which cotton is kept shall be open to inspection by the Director of Agriculture, or by any Administrative or Medical Officer, and a Medical Officer may at any time by notice in writing prohibit the keeping of unbaled cotton in any store or other place in which cotton is kept either for a specific period or until such alterations or repairs have been executed thereon to his satisfaction as he may specify in writing.

*Opening of bales
of cotton.*

37. The Director of Agriculture may at his discretion cause any bale or package of ginned cotton to be opened and if such bale or package is found to have been duly packed in compliance with the provisions of these Rules, the Director of Agriculture shall pay to the owner of such bale or package such sum as may seem to the Director of Agriculture to be reasonable in respect of the inspection of such bale.

*Conditions may be
imposed for sale
and purchase.*

38. The Governor may by notification in the Gazette fix certain areas within which the purchase and sale of unginned cotton shall be unlawful except subject to such conditions as may be prescribed in such notification.

Penalties.

39. Any breach or attempted breach or non-observance of any of the above Rules or any order thereunder shall be punishable by imprisonment of either description for a term not exceeding six months or by a fine not exceeding Shs. 10,000 or by both, and any seed, cotton, or implement in respect of which any such breach, attempted breach or non-observance has been committed may be confiscated, or otherwise dealt with, with or without compensation.

Nairobi,
19th December, 1923.

E. J. WADDINGTON,
Clerk to the Executive Council.

SCHEDULE A.

No.....
.....District.

KENYA COLONY.

LICENCE TO PURCHASE UNGINNED COTTON.

(Issued under the Kenya Cotton Ordinance,
1923, and the Rules thereunder).

Licence is hereby given to.....
of.....to purchase and store unginned
cotton at a building situated at.....
in the.....district.

This licence expires on the 30th day of September
next after the date hereof.

This licence is subject to the conditions printed
on the back of the licence.

.....
Licensee.

Dated this.....day of.....192 .

Fee Shs. 100.
.....

.....
Address of Licensee.

.....
District Commissioner.

Every licensee shall be subject to the following conditions:—

- (a) He shall not take delivery of any cotton purchased or received by him except at the place or places described in his licence established under these Rules.
- (b) He shall keep the licence posted in a prominent position in such place or building.
- (c) He shall at all reasonable times allow the inspection of such building or place and of the cotton therein by any Government Administrative or Agricultural Officer or European Police Officer.

Every licensee shall keep books of account in which shall be entered day by day the following particulars concerning all purchases, sales, shipments, receipts, and consignments of cotton—

- (a) The date of purchase, sale, shipment, consignment or receipt.
- (b) The weight, quality and price of the cotton so dealt with.
- (c) Every licensee shall on demand of any such officer as mentioned in Clause (c) of Rule 18 hereof produce for inspection all books kept by him under the provisions of this Rule and allow copies to be made thereof.
- (d) Every such book shall be preserved by the licensee for at least three years after the date of the last entry therein.
- (e) The book shall be kept in English or Swahili.

SCHEDULE B.

KENYA COLONY.

Licence No.....
LICENCE TO GIN AND BALE COTTON.
(Issued under the Kenya Cotton Ordinance, 1923, and the Rules thereunder).

Province.....District.....
Name of Licensee.....
Factory at.....

Licence is hereby given to the above-named to gin and bale cotton at the factory stated in this licence and for that purpose to use the following machinery to which this licence applies:—

Dated this.....day of.....192 .
This licence expires on the 31st December next after the date hereof.
Fee Shs.....
.....
Director of Agriculture.

SCHEDULE C.

FEES.

I.

There shall be payable on the grant of a licence for:—

- (1) To gin and bale cotton ... Shs. 500
- (2) A ginnery site ... Shs. 500
- (3) Hand ginneries or ginning machinery not exceeding either two roller gins or one saw gin Shs. 20

Provided always that no fee shall be payable in respect of any factory in which baling only is carried on.

GOVERNMENT NOTICE No. 443. S. 20521/1.

LEGISLATIVE COUNCIL ORDINANCE, 1919.

NOTICE.

IN accordance with claims submitted under Section 5 (a) of the above Ordinance, the following amendments to the Register of Voters, published in the Official Gazette of 31st July, 1923, are hereby published.

ELECTORAL AREA (No. 1), NAIROBI NORTH.

Delete:—

- Tannahill, Arthur Claude.
- Tannahill, Mrs. Isabella Marjorie.

ELECTORAL AREA (No. 2), NAIROBI SOUTH.

Add:—

- Tannahill, Arthur Claude, Agent, Hospital Road.
- Tannahill, Mrs. Isabella Marjorie, Hospital Road.

ELECTORAL AREA (No. 10), UKAMBA.

Add:—

- Silvester, James Mostyn, Civil Servant, Meru.
- Silvester, Mrs. Sheelah Mary Kathleen, Meru.

ELECTORAL AREA (No. 11), KIKUYU.

Add:—

- Grieve, George Andrew, Church of Scotland Mission, Kikuyu.
- Grieve, Annie Bell, Church of Scotland Mission, Kikuyu.
- Kennedy, Violet Annie, Church of Scotland Mission, Kikuyu.
- Taylor, Rhoda Theodora, Church of Scotland Mission, Kikuyu.

W. M. LOGAN,
for Clerk to Councils.

GOVERNMENT NOTICE No. 444. S. 22275/3/3.

NOTICE.

IT is intimated for general information that Abyssinia was admitted as a member of the League of Nations on the 28th of September, 1923.

GOVERNMENT NOTICE No. 445. S. 299.

THE NATIVE AUTHORITY ORDINANCE, 1912.

NOTICE.

IN EXERCISE of the powers thereunto enabling me, I hereby appoint the following persons named in the Schedule annexed hereto to be Official Headmen for the area named therein.

Nairobi,
3rd December, 1923.

G. V. MAXWELL,
Chief Native Commissioner.

SCHEDULE.

COAST PROVINCE.—VANGA DISTRICT.

Name.	Area.	With effect from.	Remarks.
Maiyona wa Munga	Duruma	17th Nov., 1923	Vice Dzuha, resigned.
Kidanga wa Maiuwaga	Mienzen	do.	Vice Abemenga Mwatsahu, resigned.
Lukuni wa Ngona	Duruma Samburu	do	Vice Guni wa Bati, resigned.

GENERAL NOTICE No. 958.

NOTICE.

EXTENSION OF THE PERIOD FOR DEVELOPMENT
OF TOWNSHIP PLOTS.

IT is hereby notified that where the period allowed by any Township lease for the completion of the development conditions therein prescribed expires during the year 1923 or where the extension of such period given under General Notice No. 776 of the 28th day of August, 1922 ("Official Gazette," September 6th, 1922), expires on the 31st December, 1923, the time or the period allowed for such development will be extended to June 30th, 1924, with the exception hereinafter set forth, provided that such extension shall not be held to modify or limit any extension for a longer period that may have been granted.

2. The extension hereby given does not apply to any plot or plots in respect of which any sums due to Government before the 31st December, 1923, shall remain unpaid on that date.

3. This extension is to be regarded as final and it is hereby notified that in all cases entitled to the extension where the conditions of the lease shall not have been completed by the 30th June, 1924, the penalties provided by the law for non-fulfilment of conditions will be exacted.

Nairobi,

3rd December, 1923.

H. T. MARTIN,

Commissioner of Lands.

GENERAL NOTICE No. 971.

MOTOR TRAFFIC ORDINANCE, 1915.

NOTICE.

LICENSING OF MOTOR VEHICLES FOR 1924.

1. Owners of motor vehicles are reminded that all motor vehicle licences expire on 31st December, 1923.

2. Licences for 1924 will be issued by the under-mentioned officials:—

Officer i/c Police, Mombasa.

,, Nairobi.

,, Nakuru.

,, Kisumu.

,, Kisumu.

,, Eldoret.

,, Lumbwa.

,, Fort Hall.

,, Kitale.

,, Nyeri.

3. Forms of application for licences may be obtained at any Police Office.

Nairobi,

3rd December, 1923.

F. D. TYSEN,

Commissioner, Kenya Police.

GENERAL NOTICE No. 975.

NOTICE.

IN view of the close of the financial year on 31st December, 1923, it is requested that all merchants and others having any claims against the Government of the Colony and Protectorate of Kenya, will render the same to the department concerned before the 22nd December, 1923.

Nairobi,

8th December, 1923.

CLIFTON GRANNUM,

Treasurer.

GENERAL NOTICE No. 989.

IN HIS MAJESTY'S SUPREME COURT OF KENYA.
AT NAIROBI.

INSOLVENCY JURISDICTION.

CAUSE No. 34 OF 1923.

IN THE MATTER OF ALIBHAI MAWJI, TRADING AS
THE KENYA NATIONAL STORE, INSOLVENT.

PURSUANT to an order of the Court, dated the 5th day of December, 1923, Alibhai Mawji trading as the Kenya National Store, was declared insolvent and Chunilal Nagji the undersigned was appointed Receiver in the insolvent's estate.

Notice is hereby given to the persons claiming to be creditors of the insolvent's estate are requested to tender proofs of their claims supported by affidavit together with vouchers, securities, etc., held by them, to the Registrar of the Supreme Court at Nairobi, on or before the 31st day of January, 1924, after which date the Court will proceed to frame a schedule of creditors who alone will be entitled to the benefit of the estate.

Nairobi,

Dated 17th December, 1923.

CHUNILAL NAGJI,

Receiver in the Estate of the above Insolvent.

GENERAL NOTICE No. 990.

NOTICE.

RE : GEORGE STUART WATT, ESQ.

ALL persons claiming to be creditors of the above-named or creditors of Donyo Sabuk Nurseries or Donyo Sabuk Orchards are requested to send in particulars of their claims to the undersigned on or before the 31st day of December next.

Nairobi,

17th December, 1923.

HARRISON & CRESSWELL,

Solicitors.

SHIPPING REPORT.

KILINDINI HARBOUR.

MONTH OF NOVEMBER, 1923.

Name of Vessel	Captain	Gross Tons	Cargo	Nationality	To Whom Consigned	From	Date		Bound to
							Arr.	Dep.	
S.S. Llanstephan Castle	T. H. Wilford	11293	General	British	The U. C. M. S.S. Co., Ltd.	London	1923 Oct. 28	1923 Nov. 1	London
„ Scholar	Connor	3950	„	„	The A. Mercantile Co., Ltd.	Beira	„ 30	„ 6	Liverpool
„ Choyo Marn	Horiuchi Shinobu	5454	Soda	Japanese	The Magadi Soda Co., Ltd.	Port Said	Nov. 4	„ 20	Colombo
M.V. Dolphin Shell	Humphreys	2008	K. Oil &c	British	S. M. & Co.	Pulo Samboe	„ 5	„ 10	Dar-es-Salaam
S.S. Clan Buchanan	L. S. George	5212	General	„	The A. Mercantile Co., Ltd.	Liverpool	„ 6	„ 12	Cochin
„ Lady Denison Pender	A. H. Parsons	1984	Nil	„	The E. & S.A.T. Co., Ltd.	Sea	„ 6	„ 14	Sea
„ Karapara	G. Harley	7117	General	„	S. M. & Co.	Durban	„ 7	„ 8	Bombay
„ Meliskerk	H. C. Berkhout	5919	„	Dutch	The Twentsche Overseas Trading Co.	Amsterdam	„ 7	„ 12	Amsterdam
„ Ischia	G. B. Gavi	4050	„	Italian	The Societa Coloniale Italiana	Durban	„ 8	„ 9	Genoa
„ Karoa	D. H. Macdonald	7009	„	British	S. M. & Co.	Bombay	„ 9	„ 10	Durban
„ Amiral Pierre	Grillon	4836	„	French	M. Maritimes	Marseilles	„ 12	„ 13	Mauritius
„ Tuna	W. R. Melling	662	„	British	The Kampala General Agency, Ltd.	Zanzibar	„ 14	„ 18	Dar-es-Salaam
„ Kambangan	Baum	6917	„	Dutch	The Twentsche Overseas Trading Co.	Amsterdam	„ 14	„ 19	Amsterdam
„ Borderer	W. Gorst	4372	„	British	The A. Mercantile Co., Ltd.	Beira	„ 15	„ 21	Liverpool
„ Mandala	T. H. Hewitt	8246	„	„	S. M. & Co.	Beira	„ 16	„ 20	London
M.V. Dolphin Shell	Humphreys	2008	K. Oil &c	„	S. M. & Co.	Dar-es-Salaam	„ 16	„ 23	Singapore
S.S. Marechal Gallieni	Vieg	7641	General	French	M. Maritimes	Mauritius	„ 17	„ 17	Marseilles
„ Roma	Lagorio	3952	„	Italian	The Societa Coloniale Italiana	Genoa	„ 17	„ 17	Zanzibar
„ Roma	Lagorio	3952	„	„	The Societa Coloniale Italiana	Zanzibar	„ 20	„ 21	Genoa
„ Khandalla	J. F. Downing	7018	„	British	S. M. & Co.	Durban	„ 22	„ 23	Bombay
„ A. R. Garros	Filippi	4759	„	French	M. Maritimes	Mauritius	„ 24	„ 24	Marseilles
„ Karagola	F. R. Cammack	7053	„	British	S. M. & Co.	Bombay	„ 24	„ 25	Durban
„ General Voyron	Paris	6387	„	French	M. Maritimes	Marseilles	„ 25	„ 25	Mauritius
„ Student	J. Williams	3603	„	British	The A. Mercantile Co., Ltd.	Liverpool	„ 27	„	Still in harbour
„ Neuralia	H. Manley	9082	„	„	S. M. & Co.	London	„ 28	„ 30	Beira
„ Usaramo	G. F. Fiedler	7780	„	German	Messrs. Boustead & Clarke Ltd.	Hamburg	„ 28	„	Still in harbour.

MOMBASA HARBOUR.

S.S. Calicut	...	273	Nil	British	The E. I. S. Navigation Co.	Dar-es-Salaam	1922 Nov. 15	...	Laid up
„ Cannanore	...	275	„	„	The E. I. S. Navigation Co.	Dar-es-Salaam	1923 Apr. 10	...	Laid up
„ Tuna	W. R. Melling	662	General	„	The Kampala General Agency, Ltd.	Zanzibar	Nov. 2	Nov. 3	Kismayu
„ Duplex	W. Taylor	874	„	„	The Kampala General Agency, Ltd.	Aden	„ 7	„ 7	Zanzibar
„ Tuna	W. R. Melling	662	„	„	The Kampala General Agency, Ltd.	Kismayu	„ 9	„ 10	Zanzibar
M.V. Dumra	W. Wigger	2304	„	„	S. M. & Co.	Lindi	„ 15	„ 21	Kismayu
„ Dumra	W. Wigger	2304	„	„	S. M. & Co.	Kismayu	„ 26	„ 28	Lindi
S.S. Tuna	W. R. Melling	662	„	„	The Kampala General Agency, Ltd.	Zanzibar	„ 28	„ 28	Kismayu

H. W. TURNER,
Port Captain.

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