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KENYA PROCLAMATIONS RULES AND REGULATIONS
(No 33)

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GOVERNMENT NOTICE No 518

ARRIVALS

Name	Rank	From Leave or on 1st Appointment	Date of Leaving England	Date of Embarkation	Date of Arrival at Mombasa
N B Larby	Education Officer	Leave	25th July, 1936	—	23rd August, 1936
R H James	"	"	31st July, 1936	2nd Aug, 1936 *	"
A P Manning	Clerk, Survey Division Local Govt Lands and Settlement	"	25th July, 1936	—	"
W L Watt	Agricultural Officer	"	"	—	"
C H Terry	Senior Postmaster	"	1st August, 1936	2nd Aug, 1936 *	"
R G Green	Clerk, Registrar General s Dept	"	25th July, 1936	—	"
Dr P G Preston	Medical Officer	"	"	—	"
Dr B P Harris	"	1st Appointment	1st August, 1936	2nd Aug, 1936 *	"
J B Carson	District Officer (Cadet)	"	25th July, 1936	—	"
R T Brown	" "	"	"	—	"
F D Homan	" "	"	"	—	"
G G Kerr	" "	"	"	—	"
W F P Kelly	" "	"	"	—	"
J D Stringer	" "	"	"	—	"
A C C Swann	" "	"	1st August, 1936	2nd Aug, 1936 *	"
D W Hall	" "	"	"	" *	"
W F Coutts	" "	"	"	" *	"
G C M Dowson	" "	"	"	" *	"
W G Lindeman	Clerk, Class I, K U R & H	Leave	25th July, 1936	25th July, 1936	"
M A Wells	Permanent Way Inspector, Class III, K U R & H	"	"	"	"

* Marseilles

DEPARTURES

Name	Rank	On Leave or Termination of Appointment	Date of Departure
A C M Mullins	District Officer	Leave	22nd August, 1936
E I Gledhill	Education Officer	"	"
G J Robbins	Principal Registrar of Titles	"	"
G Scott	Sub Engineer Postal Department	"	"
A K Campling	Junior Postal Clerk and Telegraphist	"	"
Miss F M Biggar	Nursing Sister, Medical Department	Leave pending retirement	"
H A Hay Barclay	Veterinary Officer	Leave pending transfer to Nigeria	"
Mrs D J Cameron	Education Officer	Leave pending retirement	"

APPOINTMENTS

BRIAN POULETT HARRIS, M R C S (ENG), L R C P (LOND),
M B , B CH (CAMB), D C O C , to be a Medical Officer
with effect from the 25th July, 1936

MYLES EDWARD WENTWORTH NORTH to be District Officer
(Cadet), Fort Hall District, Central Province, with
effect from the 15th August, 1936

PHILIP GEOFFREY PRESTON, M B , CH B , to be Medical
Officer of Health, Fort Hall District, North Nyeri
District, and South Nyeri District (excepting the
Keruguya area thereof), and contained townships, with
effect from the 31st August, 1936

PROMOTION

FRANK HEWITT, to be Senior Sanitary Inspector, Medical
Department, with effect from the 1st January, 1936

PRELIMINARY ORAL SWAHILI EXAMINATION

Pass

Dr J M Liston, Medical Department

A DE V WADE,
Colonial Secretary

CORRIGENDUM

Re General Notice No 1030, of Official Gazette dated
August 25, 1936—"Approximate value of goods in bond
on 30th June, 1936" should read "Approximate value of
goods in bond on 30th June, 1935 "

Colony and Protectorate of Kenya

GOVERNMENT NOTICE No 519

His Excellency the Governor in Council has approved of the following Bill being published for criticism

R W BAKER-BEALL,
Clerk to Executive Council

A Bill Relating to Distress for Rent

BE IT ENACTED by the Governor of the Colony of Kenya, with the advice and consent of the Legislative Council thereof, as follows —

1 This Ordinance may be cited as the Distress for Rent Ordinance, 1936, and shall come into force on such date as the Governor may, by proclamation in the Gazette, appoint

Short title and commencement

2 In this Ordinance, unless the context otherwise requires—

Interpretation

“agricultural holding” means any land in the Colony which is used for agricultural or pastoral purposes,
“chattels” includes stock and crops,
“superior landlord” includes a landlord in cases where the goods seized are not those of an under-tenant or lodger,

“tenant” and “under-tenant” do not include a lodger

3 Subject to the provisions of this Ordinance, every person having any rent or rent service in arrear and due upon any grant, lease, demise, or contract whatsoever shall have the same remedy by distress for the recovery of such rent or rent service as is given by the Common Law of England in the like case

Right of distress

4 (1) Where any goods or chattels shall be distrained for any rent reserved and due upon any grant, demise, lease, or contract whatsoever, and the tenant or owner of the goods so distrained shall not, within ten days next after such distress has been made, and notice thereof (with the cause of the making of such distress) left on the premises charged with the rent distrained for, pay such rent together with the costs of the distress, or replevy the same (with sufficient security to be given to the bailiff according to law) then and in such case, after such distress and notice as aforesaid, and expiration of the said ten days, the person distraining may lawfully sell on the said premises or remove and sell the goods and chattels so distrained for the best price which can be obtained for the

Distrained goods may be sold under certain circumstances

same, towards satisfaction of the rent for which the said goods and chattels shall be distrained, and of the charges of such distress, removal and sale, handing over the surplus (if any) to the owner

(2) If, before the expiration of the ten days above mentioned, the tenant or owner of the goods distrained shall, in writing, so request, the goods and chattels distrained shall be removed to a public auction room or to some other fit and proper place specified in such request and be there sold by public auction towards satisfaction of the rent for which the said goods and chattels shall be distrained, and of the charges of such distress and sale, and the surplus (if any) shall be handed over to the owner. The costs and expenses of such removal, and any damage to the goods and chattels arising therefrom, shall be borne and paid by the person requesting the removal

No 13 of 1926

(3) If, before the expiration of the ten days' notice above mentioned, the tenant or owner of the goods and chattels distrained shall by writing require that the value of such goods and chattels shall be ascertained, then and in such case the person distraining shall cause the said goods and chattels to be valued by an approved valuer appointed under the Estate Duty (Consolidation) Ordinance, 1926, and, after such valuation and the expiration of such ten days as aforesaid, may, unless the goods are sold by public auction as hereinbefore mentioned, lawfully sell the goods and chattels so distrained for the best price which can be obtained for the same, towards satisfaction of the rent for which the said goods and chattels shall be distrained, and of the charges of such distress, valuation and sale, handing over the surplus (if any) to the owner. The costs and expenses of valuation, when required by the tenant or owner, shall be borne and paid by him

(4) The period of ten days hereinbefore provided within which the tenant or owner of goods and chattels distrained may replevy the same, shall be extended to a period of not more than fifteen days if the tenant or such owner shall make a request in writing in that behalf to the landlord or other person levying the distress, and also give security for any additional cost that may be occasioned by such extension of time. Provided that the landlord or person levying the distress may, at the written request, or with the written consent of the tenant or such owner as aforesaid, sell the goods and chattels distrained, or part of them, at any time before the expiration of such extended period as aforesaid

5 Any person having any rent in arrear, or due upon any demise, lease, or contract whatsoever after the ending or determination of such demise, lease, or contract, may distrain for such arrears after such ending or determination in the same manner as he might have done if such demise, lease, or contract, had not been ended or determined. Provided that such distress shall be made within the space of six months after the determination of such demise, lease, or contract and during the continuance of such landlord's title or interest, and during the possession of the tenant from whom such arrears became due.

Rent in arrear upon a lease expired may be distrained for after the determination of the lease

6 (1) Any person having rent in arrear and due upon any grant, demise, lease, or contract whatsoever may seize and secure any crops loose and not attached to the land or lying and being in any barn or granary, or in any place or building used for the storage of crops or otherwise, upon any part of the land or ground charged with such rent, and may lock up or detain the same in the place where the same shall be found, for or in the nature of a distress, until the same shall be replevied and in default of the same being replevied upon such security to be given as aforesaid within ten days from the seizure thereof the said crops may be sold for the best price which can be obtained for them.

Crops may be detained and sold

Provided that such crops so distrained shall not be removed by the person distraining to the damage of the owner thereof out of the place where the same shall be found and seized, but be kept there (as impounded) until the same shall be replevied or sold in default of replevying the same within the ten days aforesaid.

(2) The provisions of sub-sections (2), (3) and (4) of section 4 of this Ordinance shall apply to all crops seized and secured under this section.

7 If any person shall in any manner remove or cause to be removed any goods, chattels, or crops distrained upon for rent from any place where they or any of them are lawfully stored or detained, such person shall, on conviction, be liable to pay to the person or persons aggrieved by such removal, three times the value of the goods, chattels, or crops so removed, in addition to any costs incurred by the person or persons so aggrieved in the prosecution of the offender, and the tenant or owner of the goods, chattels or crops or any of

Treble damages for pound breach

them so removed shall be liable to the same penalties as are hereby imposed upon the person removing or causing to be removed such goods, chattels, or crops as aforesaid, in case the same or any of them are afterwards found to have come into his use or possession

Double
damages and
costs against
wrongful
distraint

8 If any distress and sale shall be made under this Ordinance for rent pretended to be in arrear and due, when in truth no rent is in arrear or due to the person distraining, or to him in whose name or right, such distress shall be taken as aforesaid, then and in such case the owner of such goods or chattels distrained and sold as aforesaid, his executors or administrators shall be entitled to recover double the value of such goods and chattels so distrained and sold together with full costs of suit from the person so distraining, or his executors or administrators, and such double value and costs of suit may be recovered as a civil debt in a summary manner under the Civil Debts (Summary Recovery) Ordinance

Cap 6

Landlords may
distrain and
sell goods
fraudulently
carried off
premises
within thirty
days unless
sold to any
person not
privy to the
fraud

9 If the tenant or lessee or persons in possession or occupation of any premises in respect of which any rent is reserved, due, or made payable, shall fraudulently or clandestinely remove or carry away, or cause or permit to be removed or carried away, from the premises any goods or chattels liable to be seized for such rent to prevent the landlord or lessor from distraining the same for arrears of rent so reserved, due, or made payable, it shall be lawful for every landlord or lessor or for any person or persons by him for that purpose lawfully empowered, within the space of thirty days next following such removal or carrying away of such goods or chattels as aforesaid, to take and seize such goods and such chattels, wherever the same shall be found, as a distress for the said arrears of rent, and the same to sell or otherwise dispose of in such manner as if such goods and chattels had actually been distrained by such landlord or lessor upon such premises for such arrears of rent

Provided that no landlord or lessor or other person entitled to such arrears of rent as aforesaid, shall take or seize any such goods or chattels as a distress for the same, which shall be sold bona fide, and for a valuable consideration, before such seizure made, to any person or persons not privy to such fraud as aforesaid, anything herein contained to the contrary notwithstanding

10 If any such tenant or lessee as above mentioned shall fraudulently remove and convey away his goods or chattels as aforesaid, or if any person shall wilfully and knowingly aid or assist any such tenant or lessee in such fraudulent conveying away or carrying off of any part of his goods or chattels, or in concealing the same, any such tenant or lessee and any such person as aforesaid shall be liable to pay to the landlord or lessor from whose estate such goods and chattels were fraudulently carried off as aforesaid, double the value of the goods so carried off or concealed as aforesaid, and such liability shall be deemed to be a debt recoverable under the Civil Debts (Summary Recovery) Ordinance

Penalty on the said fraud, or assisting therein

Cap 6

11 Where any goods or chattels fraudulently or clandestinely conveyed or carried away by any tenant or lessee or his servant or agent, or other person or persons aiding or assisting therein, shall be put, placed, or kept in any house, barn, stable, outhouse, yard, close or place locked up, fastened or otherwise secured, so as to prevent such goods or chattels from being taken and seized as a distress for arrears of rent, it shall be lawful for the landlord or lessor or his agent, bailiff, receiver, or other person or persons empowered to take and seize, as a distress for rent, such goods and chattels (first calling to his assistance a police officer not below the rank of assistant inspector, second grade, who is hereby required to aid and assist therein, and in case of a dwelling house, oath being first also made before a magistrate empowered to hold a subordinate court of the first, second, or third class or before a justice of the peace of a reasonable ground to suspect that such goods or chattels are therein) in the day time to break open and enter into such house, barn, stable, outhouse, yard, close and place, and to take and seize such goods and chattels for the said arrears of rent, as he might have done by virtue of this Ordinance if such goods or chattels had been put in any open field or place

Landlords may break open houses to seize goods fraudulently secured therein

12 (1) It shall be lawful for every lessor or landlord or his steward, bailiff, receiver, or other person or persons empowered by him to take and seize, as a distress for arrears of rent, any cattle or stock of any lessee or tenant feeding or depasturing upon any part of the premises demised or holden, or upon any unalienated Crown land, and also to take and seize all sorts of crops of whatsoever description which shall be growing on any part of the premises so demised or holden, as a distress for arrears of rent, and the same to

Power to distrain stock or cattle on premises for arrears of rent

cut, gather, make, cure, carry and lay up, when ripe, in the barns, or other proper place on the premises so demised or holden, and in case there shall be no barn or proper place on the premises so demised or holden, then in any other barn or proper place which such lessor or landlord shall hire or otherwise procure for that purpose, and as near as may be to the premises, and thereafter to sell such cattle and crops in the manner provided by section 4 of this Ordinance

Provided that in the event of any appraisement of such crops being made, such appraisement shall be made when such crops are cut, gathered, cured, and made and not before

Tenants to
have notice of
place where
distress is
lodged

Distress of
crops to cease
if rent is paid
before they
are cut

(2) Notice of the place where the goods and chattels so distrained shall be lodged or deposited shall, within the space of seven days after the lodging or depositing thereof in such place, be given to such lessee or tenant, or left at the demised premises, and if, after any distress for arrears of rent so taken of any crops which shall be growing as aforesaid, and at any time before the same shall be ripe and cut, cured, or gathered, the tenant or lessee, his executors, administrators or assigns shall pay or cause to be paid to the lessor or landlord, for whom such distress shall be taken, or to the person usually employed to receive the rents of such lessor or landlord, the whole rent which shall be then in arrear, together with the full costs and charges of making such distress, and which shall have been occasioned thereby, then and in such case and upon such payment or lawful tender thereof actually made, whereby the object of such distress will be fully answered, the same and every part thereof shall cease, and the crops so distrained shall be delivered up to the lessee or tenant, his or her executors, administrators, or assigns, anything hereinbefore contained to the contrary notwithstanding

Distress may
be secured and
sold on the
premises

13 It shall be lawful for any person or persons lawfully taking any distress for any kind of rent, to impound or otherwise secure the distress so made, of whatever nature or kind it may be, in such place or on such part of the premises chargeable with the rent as shall be most fit and convenient for the impounding and securing such distress, and to appraise, sell and dispose of the same upon the premises in like manner and under the like directions and restraints to all intents and purposes as any person taking a distress for rent may now do off the premises under this Ordinance, and it shall be lawful for any person or persons whatsoever to come and go to and

from such place or part of the said premises, where any distress for rent shall be impounded and secured as aforesaid, in order to view, appraise, and buy and also in order to carry off or remove the same, on account of the purchaser thereof, and if any pound-breach or rescue shall be made of any goods or chattels, crops or stock distrained for rent, and impounded or otherwise secured by virtue of this Ordinance, the person or persons aggrieved thereby shall have the like remedy as in cases of pound-breach or rescue is given and provided by this Ordinance

14. If any tenant shall give notice to his landlord of his intention to quit the premises by him holden, at a time mentioned in such notice, and shall not accordingly deliver up the possession thereof at the time in such notice contained, then and in such case the said tenant or his executors or administrators shall from thenceforward pay to the landlord double the rent or sum which he should otherwise have paid, to be levied, sued for, and recovered at the same times, and in the same manner, as the single rent or sum before the giving of such notice could be levied, sued for, or recovered and such double rent or sum shall continue to be paid during all the time such tenant shall continue in possession as aforesaid and such double rent may be distrained for in the same manner as is provided in this Ordinance for distraint for rent

Tenants holding premises after the time they notify for quitting them, to pay double rent

15 Where any distress shall be made for any kind of rent justly due, and any irregularity or unlawful act shall be afterwards done by the party distraining, or by his agents, the distress itself shall not be therefore deemed to be unlawful nor the party making it be deemed a trespasser *ab initio*, but the party aggrieved by such unlawful act or irregularity shall or may recover full satisfaction for the special damage he shall have sustained thereby, and no more, in a suit for that purpose

Distresses for rent not unlawful for any irregularity in them

Provided always that when the plaintiff shall recover in such suit, he shall be paid his full costs of suit and have all the like remedies for the same as in other cases of costs

Provided further that no tenant or lessee shall recover in any suit for any such unlawful act or irregularity as aforesaid, if tender of amends has been made by the party distraining or his agent before such suit is brought

Articles, etc.,
exempted from
distress

16 (1) The following goods and chattels shall be exempt from distress for rent, namely—

- (a) the property of the Crown,
- (b) goods or chattels in the possession of the law,
- (c) things delivered to a person exercising a public trade, to be carried, wrought, worked up, or managed in the way of his trade,
- (d) things in actual use or occupation of the person distrained upon at the time of the distress,
- (e) things of a perishable nature, or such as cannot be restored again in the same state and condition that they were before being taken or must necessarily be damaged by removal or severance,
- (f) animals *feræ naturæ*,
- (g) wearing apparel and bedding of the persons whose goods and chattels are being distrained upon and the tools and implements of his trade to the total value of five pounds,
- (h) things exempted from distress under the provisions of the Electric Power Ordinance (Chapter 165 of the Revised Edition) or any Ordinance amending or replacing the same, and
- (i) any meter (together with any fittings thereto) supplied and let on hire by any corporation or company supplying water to the premises on which the distress is levied for the purpose of ascertaining the quantity of water consumed on or supplied to such premises

(2) A subordinate court of the first, second or third class, on complaint that goods or chattels exempt under this section from distress for rent, have been taken under such distress, may, by summary order direct that the goods and chattels so taken, if not sold, be restored, or, if they have been sold that such sum as the Court may determine to be the value thereof shall be paid to the complainant by the person who levied the distress or directed it to be levied

Bailiff to give
copy of charges
to person
distrained

17 Every bailiff, agent or other person who shall make and levy any distress shall, if requested to do so by the person or persons on whose goods and chattels distress shall be levied, give a copy of his charges, and of all the costs and charges of

any distress, signed by him, to such person, and, in default of doing so, shall be liable, on conviction, to a penalty not exceeding five pounds

18 (1) No person shall act as a bailiff to levy any distress for rent unless he shall be authorized to act as a bailiff by a certificate in writing to that effect, and such certificate may be general or apply to a particular distress or distresses, and may be granted at any time in such manner as may be prescribed by Rules under this Ordinance

Distress to be levied by certified bailiff.

(2) The Registrar, a Deputy Registrar, or a District Registrar of the Supreme Court of Kenya may exercise the power of granting certificates in cases in which such officers may be authorized to do so by Rules made under this Ordinance

(3) If any person not holding a certificate under this section shall levy a distress contrary to the provisions of this Ordinance, the person so levying shall be guilty of an offence, and shall be liable on conviction, to a penalty not exceeding ten pounds or to imprisonment for any term not exceeding three months, in addition to any other liability which he may have incurred by his proceedings

(4) Any person who shall authorize any person not holding a certificate under this section to levy a distress contrary to the provisions of this Ordinance shall be guilty of an offence, and shall be liable, on conviction, to a fine not exceeding ten pounds in addition to any other liability which he may have incurred by his proceedings

(5) A certificate granted to a bailiff under this section may at any time be cancelled or declared void by a judge

19. (1) If any superior landlord shall levy, or authorize to be levied, a distress on any furniture, goods, or chattels of—

Under-tenant or lodger, if distress levied, to make declaration that immediate tenant has no property in goods distrained

- (a) any under-tenant liable to pay by equal instalments not less often than every quarter of a year a rent which would return in any whole year the full annual value of the premises or of such part thereof as is comprised in the under-tenancy, or
- (b) any lodger, or

- (c) any other person whatsoever not being a tenant of the premises or of any part thereof, and not having any beneficial interest in any tenancy of the premises or of any part thereof,

for arrears of rent due to such superior landlord by his immediate tenant such under-tenant, lodger, or other person aforesaid may serve such superior landlord, or the bailiff or other agent employed by him to levy such distress, with a declaration in writing made by such under-tenant, lodger, or other person aforesaid, setting forth that such immediate tenant has no right of property or beneficial interest in the furniture, goods, or chattels so distrained or threatened to be distrained upon, and that such furniture, goods, or chattels are the property of or in the lawful possession of such under-tenant, lodger, or other person aforesaid, and are not goods or live stock to which this section is expressed not to apply, and also, in the case of an under-tenant or lodger, setting forth the amount of rent (if any) then due to his immediate landlord, and the times at which future instalments of rent will become due and the amount thereof, and containing an undertaking to pay to the superior landlord any rent so due or to become due to his immediate landlord, until the arrears of rent in respect of which the distress was levied or authorized to be levied have been paid off, and to such declaration shall be annexed a correct inventory subscribed by the under-tenant, lodger or other person aforesaid, of the furniture, goods, and chattels referred to in the declaration, and if any such tenant, lodger, or other person aforesaid, shall make or subscribe such declaration and inventory knowing the same or either of them to be untrue in any material particular, he shall be guilty of an offence and shall be liable on conviction to a term of imprisonment not exceeding two years, or to a fine not exceeding one hundred pounds or to both such imprisonment and fine

- (2) The provisions of this section shall not apply—

- (a) to goods belonging to the husband or wife of the tenant whose rent is in arrear, nor to goods comprised in any bill of sale, chattels mortgage, hire purchase agreement, or settlement made by such tenant, nor to goods in the possession, order, or disposition of such tenant by the consent and permission of the true owner under such circumstances that such tenant is the reputed owner thereof, nor to any live stock to which section 25 of this Ordinance applies,

- (b) (i) to goods of a partner of the immediate tenant ,
 (ii) to goods (not being goods of a lodger) upon premises where any trade or business is carried on in which both the immediate tenant and the under-tenant have an interest ,
 (iii) to goods (not being goods of a lodger) on premises used as offices or warehouses where the owner of the goods neglects for one calendar month after notice (which shall be given in a like manner as a notice to quit) to remove the goods and vacate the premises ,
 (iv) to goods belonging to and in the offices of any company or corporation on premises the immediate tenant whereof is a director or officer, or in the employment of such company or corporation

Provided that a subordinate court of the first, second or third class, upon application by the superior landlord, or any under-tenant or other such person as aforesaid, upon hearing the parties may determine whether any goods are in fact goods covered by sub-section (2) of this section

20 If any superior landlord, or any bailiff or other agent employed by him shall, after being served with the before-mentioned declaration and inventory, and in the case of an under-tenant or lodger after such undertaking as aforesaid has been given, and the amount of rent (if any) then due has been paid or tendered in accordance with that undertaking, levy or proceed with a distress on the furniture, goods, or chattels, of the under-tenant, lodger or other person aforesaid, such superior landlord, bailiff, or other agent shall be deemed guilty of an illegal distress, and the under-tenant, lodger, or other person aforesaid may apply to a magistrate of the first or second class for an order for the restoration to him of such goods, and such application shall be heard before a magistrate of the first or second class, and such magistrate shall inquire into the truth of such declaration and inventory, and shall make such order for the recovery of the goods or otherwise as to him may seem just, and the superior landlord shall also be liable to an action at law at the suit of the under-tenant, lodger, or other person aforesaid, in which action the truth of the declaration and inventory may likewise be inquired into

Penalty on superior landlord disregarding lodger's declaration

21 For the purposes of the recovery of any sums payable by an under-tenant or lodger to a superior landlord under such an undertaking as aforesaid, or under notice served in accordance with section 23 of this Ordinance the under-tenant or

Payments by lodger to superior landlord

lodger shall be deemed to be the immediate tenant of the superior landlord, and the sums payable shall be deemed to be rent, but where the under-tenant or lodger has in pursuance of any such undertaking or notice as aforesaid, paid any sums to the superior landlord, he may deduct the amount thereof from any rent due or which may become due from him to his immediate landlord, and any person (other than the tenant for whose rent the distress is levied or authorized to be levied) from whose rent a deduction has been made in respect of such a payment may make the like deductions from any rent due or which may become due from him to his immediate landlord

Exclusion of
certain
tenants

22 The provisions of sections 19, 20 and 21 of this Ordinance shall not apply to any under-tenant where the under-tenancy has been created in breach of any covenant or agreement in writing between the landlord and his immediate tenant or where the under-tenancy has been created under a lease existing at the date of the passing of this Ordinance contrary to the wish of the landlord in that behalf, expressed in writing and delivered at the premises within a reasonable time after the circumstances had come or with due diligence would have come, to his knowledge

To avoid
distress

23 In cases where the rent of the immediate tenant of the superior landlord is in arrear it shall be lawful for such superior landlord to serve upon any under-tenant or lodger a notice (by registered post addressed to such under-tenant or lodger upon the premises) stating the amount of such arrears of rent, and requiring all future payments of rent, whether the same has already accrued due or not, by such under-tenant or lodger to be made direct to the superior landlord giving such notice until such arrears shall have been duly paid, and such notice shall operate to transfer to the superior landlord the right to recover, receive, and give a discharge for such rent

No goods, etc.,
to be taken in
execution
unless the
party before
the removal
of the goods,
etc., pay the
landlord the
rent due up to
one year's
arrears

24 No goods or chattels whatsoever, lying or being in or upon any land which is or shall be leased for life or lives, term of years, at will or otherwise, shall be liable to be taken by virtue of any execution on any pretence whatsoever, unless the party at whose suit the said execution is levied shall, before the removal of such goods from off the said premises, by virtue of such execution, pay to the landlord of the said premises or his bailiff (provided that a request for such payment is made by such landlord or his bailiff before the removal of

such goods) all such sum or sums of money as are or shall be due for rent for the said premises at the time of the taking such goods or chattels by virtue of such execution

Provided that the said arrears of rent do not amount to more than one year's rent, and in case the said arrears shall exceed one year's rent, then the said party at whose suit such execution is levied, paying the said landlord or his bailiff one year's rent, may proceed to execute his judgment as he might have done before the passing of this Ordinance, and the bailiff or other officer is hereby empowered and required to levy and pay to the plaintiff as well the money so paid for rent as the execution money

25. (1) Where live stock belonging to another person has been taken in by the tenant of an agricultural holding to be fed at a fair price, the stock shall not be distrained by the landlord for rent where there is other sufficient distress to be found, and, if so distrained by reason of other sufficient distress not being found, there shall not be recovered by that distress a sum exceeding the amount of the price agreed to be paid for the feeding, or any part thereof which remains unpaid

Limitation of distress in respect of things to be distrained

(2) The owner of the stock may, at any time before it is sold, redeem the stock by paying to the distrainer a sum equal to such amount as aforesaid, and any payment so made to the distrainer shall be in full discharge as against the tenant of any sum of the like amount which would be otherwise due from the owner of the stock to the tenant in respect of the price of feeding

(3) Any portion of the stock so long as it remains on the agricultural holding shall continue liable to be distrained for the amount for which the whole of the stock is distrainable

(4) Agricultural or other machinery which is the property of a person other than the tenant, and is on the agricultural holding under an agreement with the tenant for the hire or use thereof in the conduct of his business, and live stock which is the property of a person other than the tenant and is on the agricultural holding solely for breeding purposes, shall not be distrained for rent

26. (1) Where any dispute arises—

(a) in respect of any distress having been levied on an agricultural holding contrary to the provisions of this Ordinance, or

Remedy for wrongful distress

(b) as to the ownership of any live stock distrained or as to the price to be paid for the feeding of that stock, or

(c) as to any other matter or thing relating to a distress on an agricultural holding,

the dispute may be heard and determined by a subordinate court of the first, second or third class, and any such court may make an order for restoration of any live stock or things unlawfully distrained, or may declare the price agreed to be paid for feeding, or may make any other order which justice requires

(2) Any person aggrieved by any decision of a subordinate court under this section may appeal to the Supreme Court

Power to
make Rules

27 The Chief Justice may from time to time make, alter and revoke Rules—

(a) for regulating the security (if any) to be required from bailiffs,

(b) for regulating the fees, charges and expenses in and incidental to distresses,

(c) for establishing pounds and pound-masters, for the purposes of this Ordinance, and for regulating the fees, charges and expenses in connection therewith,

(d) for carrying into effect the objects of this Ordinance

OBJECTS AND REASONS

This Bill meets a long-felt want, in that it lays down what the law relating to distress shall be in this Colony

Hitherto the position has been unsatisfactory, seeing that some doubt has always existed as to whether or not the English law on the subject applied here in default of specific enactment, and difficulties in that connection have arisen from time to time. This Bill puts the position with regard to distress in this Colony on a sound footing, and makes adequate provisions for the enforcement of a landlord's rights with regard to his rent.

The Bill is modelled on the law in force in England and embodies provisions contained in Acts of Parliament ranging from 1689 to 1923. The main provisions of the Bill are as follows —

Clause 3 provides that the Common Law of England as regards distress shall be in force in the Colony, except where modified by the Bill.

Clause 4 details the circumstances under which goods which have been distrained may be sold, and clause 5 provides that rent in arrear upon a lease which has expired may be distrained for after the determination of the lease. Clause 6 provides for the detention and sale of crops.

Clause 7 gives treble damages for pound breach, clause 8 makes provision for double damages and costs against wrongful distraint.

Clause 9 provides that a landlord may follow goods which have been removed from premises in order to avoid distress, provided that such goods are seized within thirty days of their removal. Clause 10 provides a penalty for the fraud of removing goods to avoid distress. Clause 11 makes it legal for a landlord to break open houses to seize goods fraudulently secured therein. Clause 12 gives power to distrain stock or cattle on premises for arrears of rent.

Clause 13 makes provision for distress to be secured, and sold on the premises concerned. Clause 14 lays down that tenants holding premises after the time they notify for quitting them, shall pay double rent. It is provided by clause 15 that distress for rent shall not be unlawful for any irregularity in them. Clause 16 sets out what articles shall be exempted from distress. Clause 17 requires a bailiff to give a copy of his charges to a person whose goods have been distrained upon, if such person requests him to do so. Clause 18 requires distress to be levied by an authorized bailiff. Clause 19 provides that, if distress is levied on premises, the under-tenant or lodger may make a declaration that the immediate tenant has no property in the goods distrained, and may undertake to pay the rent. Clause 20 provides a penalty on a superior landlord disregarding a lodger's declaration. Clause 21 regulates

the payments by a lodger to a superior landlord under an undertaking to pay rent, contained in the declaration referred to above. Clause 26 provides a remedy for wrongful distress. Clause 27 gives power to the Chief Justice to make Rules for various purposes connected with the Bill.

No expenditure of public moneys will be involved if the provisions of this Bill become law.

GOVERNMENT NOTICE No 520

OBITUARY

HIS Excellency the Governor deeply regrets to announce the sudden death of Mr John Herbert Gitsham at Nairobi on the night of the 28th-29th of August

Mr Gitsham held the appointment of official reporter to the Legislative Council and had been in the Colony since October, 1930

By his death Government loses the services of an efficient and valued employee who will be mourned by a wide circle of friends

A DE V WADE,
Colonial Secretary

PROCLAMATION No 62

THE DISEASES OF ANIMALS ORDINANCE
(Chapter 157 of the Revised Edition, section 4)

AND

THE INTERPRETATION AND GENERAL
CLAUSES ORDINANCE

(Chapter 1 of the Revised Edition, section 13)

GOVERNMENT NOTICE No 231 of 1919

PROCLAMATION

IN EXERCISE of the powers thereunto enabling me, I hereby declare the following area to be an infected area for the purposes of the said Diseases of Animals Ordinance —

RINDERPEST

L R 195/R, J McQueen, Esq, Kiambu District

And further I hereby declare the following Proclamations and portions of Proclamations to be revoked —

That portion of Proclamation No 98 dated the 17th day of October, 1934, declaring—

Farm L R No 2912/2, 3336 and 3338, Messrs Watson Bros, Nortonvale, Thomson's Falls, Laikipia District,

to be an infected area (East Coast fever)

That Proclamation No 29 dated the 3rd day of April, 1935, declaring—

A part of Mount Kenya Forest Reserve L R No 4428/R, commencing at a point where the Liki River intersects the south-east boundary of Nanyuki Township, thence generally south-west by the common boundary of Mount Kenya Forest Reserve L R 4428/R, and L R Nos 2787, 6324/7 and 1232 to the point where it meets the Rongai River, thence up-stream above the Rongai River, for a distance of five miles, thence by a straight line running north-east to the Liki River, thence down-stream by the left bank of the Liki River to the point of commencement C H Randall, Esq, P O Nanyuki, and the Asst Conservator of Forests, Nyeri, North Nyeri District,

to be an infected area (East Coast fever)

That Proclamation No 47 dated the 22nd day of May, 1935, declaring—

L R No 151, A D Impey, Esq, P O Limuru, Limuru District,

to be an infected area (East Coast fever)

That Proclamation No 86 dated the 11th day of September, 1935, declaring—

The following roads —

(1) A Route Limuru, passing through L R Nos 3561, 3562 and 151

(2) B Route Limuru, passing through L R Nos 3561, 3562 and 151, Kiambu District

L R No 3562, Major Burrell, P O Limuru, Kiambu District,

to be infected areas (East Coast fever)

That Proclamation No 53 dated the 22nd day of July, 1936, declaring—

L R No 6943, G Edwards, Esq, Rumuruti, Laikipia District

L R No 2440 and 6395, H Collinson, Esq, Rumuruti, Laikipia District

L R Nos 2436, 2437 and 6396, K Richardson, Esq, Rumuruti, Laikipia District

L R Nos 2434 and 7009, T. Mills, Esq, Rumuruti, Laikipia District,

to be infected areas (Rinderpest)

Those portions of Proclamation No 56 dated the 29th day of July, 1936, declaring—

L R No 6319, B H Curry, Esq, Rumuruti, Laikipia District

L R No 6310, Capt L T S Bower, Rumuruti, Laikipia District,

to be infected areas (Rinderpest)

Those portions of Proclamation No 59 dated the 12th day of August, 1936, declaring—

L R 2482, Col R A Cunningham, P O Thomson's Falls, and that portion of the main Rumuruti-Thomson's Falls Road passing through it, Laikipia District

L R 4608/R, G Sandbach Baker, Esq, Thomson's Falls, Laikipia District,

to be infected areas (Rinderpest)

That portion of Proclamation No 73 dated the 1st day of August, 1934, declaring—

L R No 3777/27, Mrs Wordingham, Ol Kalou (owner), Mr G Wilmot, Ol Kalou (occupier), Nakuru District,

to be an infected area (East Coast fever)

That portion of Proclamation No 56 dated the 29th day of July, 1936, declaring—

L R No 13, P de G Colville, Esq, Ndabibi Farms, Gilgil, and the main Lake Road passing through the farms, Naivasha District,

to be an infected area (Rinderpest)

Given under my hand at Nairobi this 26th day of August, 1936

R DAUBNEY,
Acting Chief Veterinary Officer

PROCLAMATION No 63

THE DISEASES OF ANIMALS ORDINANCE
(Chapter 157 of the Revised Edition, Section 4)

AND

THE INTERPRETATION AND GENERAL CLAUSES ORDINANCE
(Chapter 1 of the Revised Edition, Section 13)

GOVERNMENT NOTICE No 231 of 1919

PROCLAMATION

IN EXERCISE of the powers thereunto enabling me, I hereby declare the area defined in the Schedule hereto to be infected with East Coast Fever, and I hereby further declare the said area shall be known as an " Infected Area " for the purposes of Rules under the Diseases of Animals Ordinance

Proclamation No 5 dated the 15th day of January, 1930, is hereby amended accordingly
Given under my hand at Nairobi this 26th day of August, 1936

R DAUBNEY,
Acting Chief Veterinary Officer

SCHEDULE

L R or other Description	Owner	District	Date of Commence- ment of Quarantine
L R No 553	D G R Furse, Esq , P O Molo	Nakuru	23rd August, 1936

GOVERNMENT NOTICE No 521

LEGISLATIVE COUNCIL

APPOINTMENT

IT is hereby notified for general information that in pursuance of instructions received from His Majesty the King through the Secretary of State for the Colonies, His Excellency the Governor has been pleased to appoint—

George Bientnall Hebden, Esq ,
to be a Nominated Official Member of the Legislative Council of Kenya

Nairobi,
27th August, 1936

A DE V WADE,
Colonial Secretary

GOVERNMENT NOTICE No 522

THE COURTS ORDINANCE, 1931

NOTICE

IN EXERCISE of the powers conferred upon him by section 6 of the Courts Ordinance, 1931, His Excellency the Governor has been pleased to appoint the Mudir of Gazi to hold a Cadi's Court within the limits of his district with regard to cases arising under the Native Hut and Poll Tax Ordinance, 1934, and the Native Hut and Poll Tax Ordinance (Chapter 51 of the Revised Edition)

By Command of His Excellency the Governor

Nairobi,
This 25th day of August, 1936

A DE V WADE,
Colonial Secretary

GOVERNMENT NOTICE No 523

THE NATIVE AUTHORITY ORDINANCE

(Chapter 129 of the Revised Edition, Section 3 (1))

AND

THE INTERPRETATION AND GENERAL
CLAUSES ORDINANCE

(Chapter 1 of the Revised Edition, Section 13)

GOVERNMENT NOTICE No 406 of 1926

APPOINTMENT

IN EXERCISE of the powers thereunto enabling me, I hereby appoint the person named in the Schedule annexed hereto to be Official Headman for the area named therein

Nyeri,
21st August, 1936

S H LA FONTAINE,
*Provincial Commissioner,
Central Province*

SCHEDULE

KIAMBU DISTRICT, CENTRAL PROVINCE

Name	Area	With effect from	Remarks
Luka Wan ganga s/o Kahangara	Tigoni and the exchange area Nyam weru	1st January, 1936	Luka has acted as headman of the Tigoni people for several years. It is considered necessary to regularize his position now that the Tigoni natives are being moved to the Nyamweru area

GOVERNMENT NOTICE No 524

THE NATIVE AUTHORITY ORDINANCE
(Chapter 129 of the Revised Edition, section 3 (1))

AND

THE INTERPRETATION AND GENERAL
CLAUSES ORDINANCE

(Chapter 1 of the Revised Edition, section 13)

GOVERNMENT NOTICE No 406 OF 1926

APPOINTMENTS AND TERMINATION OF APPOINTMENTS

IN EXERCISE of the powers thereunto enabling me, I hereby appoint the persons named in Schedule A annexed hereto to be Official Headmen for the areas named therein, and I hereby cancel the appointments as Official Headmen of the persons named in Schedule B annexed hereto

Nyeri, S H LA FONTAINE,
18th August, 1936 Provincial Commissioner,
Central Province

SCHEDULE A

FORT HALL DISTRICT, CENTRAL PROVINCE

Name	Area	With effect from	Remarks
Ndungu s/o Kagori	Location No 1	1st July, 1936	Reorganization of locations Appointed Headman <i>vide</i> Govt Notice No 251 of 1933
Njiri s/o Karanja	Location No 2	1st July, 1936	Reorganization of locations Appointed Headman <i>vide</i> page 525 O G 1912
Reuben Gachau	Location No 3	1st July, 1936	Reorganization of locations Appointed Headman <i>vide</i> Govt Notice No 187 of 1928
Kimani s/o Thuo	Location No 4	1st July, 1936	Reorganization of locations Appointed Headman <i>vide</i> Govt Notice No 71 of 1913
Joseph Kang'ethe	Location No 5	1st July, 1936	Reorganization of locations Appointed Headman <i>vide</i> Govt Notice No 543 of 1932
Karanja s/o Kibarabara	Location No 6	1st July, 1936	Reorganization of locations Appointed Headman <i>vide</i> Govt Notice No 176 of 1924
Waweru s/o Kehia	Location No 7	1st July, 1936	Reorganization of locations Appointed Headman <i>vide</i> Govt Notice No 271 of 1932
Muriranjia s/o Mureithi	Location No 8	1st July, 1936	Reorganization of locations Appointed Headman <i>vide</i> page 525 O G of 1912
Wakomo s/o Muthenji	Location No 9	1st July, 1936	Reorganization of locations Appointed Headman <i>vide</i> Govt Notice No 41 of 1921
Sila s/o Karimu	Location No 10	1st August, 1936	Reorganization of locations New appointment On probation for 6 months
Ndamaiyus/o Mathia	Location No 11	1st July, 1936	Reorganization of locations Appointed Headman <i>vide</i> Govt Notice No 176 of 1924
Michuki s/o Kagwi	Location No 12	1st July, 1936	Reorganization of locations Appointed Headman <i>vide</i> page 52, O G 1912
Parmenas s/o Mukiri	Location No 13	1st August, 1936	Reorganization of locations New appointment On probation for 6 months
Githua s/o Kimiti	Location No 14	1st July, 1936	Reorganization of locations Appointed Headman <i>vide</i> Govt Notice No 176 of 1924
Kigwaine s/o Kamano	Location No 15	1st July, 1936	Reorganization of locations Appointed Headman <i>vide</i> Govt Notice No 176 of 1924

SCHEDULE B

FORT HALL DISTRICT, CENTRAL PROVINCE

Name	Area	With effect from	Remarks
Gathagu s/o Ngugi	Ichagaki	30th June, 1936	Abolition of post Appointed <i>vide</i> Govt Notice No 184 of 1915
Waichigo s/o Njuguna	Kahumbu	30th June, 1936	Abolition of post Appointed <i>vide</i> Govt Notice No 405 of 1925
Kimani s/o Keregumi	Kehurumi	30th June, 1936	Abolition of post Appointed <i>vide</i> Govt Notice No 187 of 1928
Kagutha s/o Itume	Kariara	30th June, 1936	Abolition of post Appointed <i>vide</i> Govt Notice No 457 of 1928
Kimani s/o Thuku	Iiera	30th June, 1936	Abolition of post Appointed <i>vide</i> Govt Notice No 202 of 1928
Gichimu s/o Kiurura	Magoiri	30th June, 1936	Abolition of post Appointed <i>vide</i> page 525 O G 1912
Muthaa s/o Kigwa	Weithaga	30th June, 1936	Abolition of post Appointed <i>vide</i> Govt Notice No 447 of 1921
Kibirio s/o Githuki	Konje	30th June, 1936	Abolition of post Appointed <i>vide</i> Govt Notice No 371 of 1921
Kimotho s/o Kuria	Iyego	30th June, 1936	Abolition of post Appointed <i>vide</i> Govt Notice No 298 of 1916
Gikonvo s/o Kanuyera	Ruathia	30th June, 1936	Abolition of post Appointed <i>vide</i> Govt Notice No 387 of 1934
Karanja s/o Chege	Gaturi	30th June, 1936	Abolition of post Appointed <i>vide</i> Govt Notice No 84 of 1924
Wambu s/o Gakuru	Gathukemi	30th June, 1936	Abolition of post Appointed <i>vide</i> Govt Notice No 299 of 1925
Munyoroko s/o Ndurwa	Kiru	30th June, 1936	Abolition of post Appointed <i>vide</i> Govt Notice No 447 of 1928
Gachanja s/o Mukabi	Kahumbu	30th June, 1936	Abolition of post Appointed <i>vide</i> Govt Notice No 64 of 1929
Njeroke s/o Kimani	Iyego	30th June, 1936	Abolition of post Appointed <i>vide</i> Govt Notice No 176 of 1924
Jacob s/o Makeri	Weithaga	31st July, 1936	Abolition of post Appointed <i>vide</i> Govt Notice No 77 of 1914
Gachanja s/o Marika	Gituto	31st July, 1936	Abolition of post Appointed <i>vide</i> Govt Notice No 256 of 1927
Mwangi s/o Kihara	Njumbi	31st July, 1936	Abolition of post Appointed <i>vide</i> Govt Notice No 19 of 1934
Muraya s/o Muthaka	Rwaikamba	31st July, 1936	Abolition of post Appointed <i>vide</i> Govt Notice No 176 of 1924

GOVERNMENT NOTICE No 525

LAW EXAMINATION

The undermentioned officers were successful in obtaining a pass in the Law Examination held in July, 1936 —

M₁ M E W North, Administration

M₁ E J A Leshe, Administration

Nairobi,

This 22nd day of August, 1936

A DE V WADE,
Colonial Secretary

GOVERNMENT NOTICE No 526

The following enclosure received with a Circular despatch from the Secretary of State is published for general information —

“OXFORD UNIVERSITY

PROFESSOR OF SOCIAL ANTHROPOLOGY

The Electors to this Professorship propose shortly to proceed to an election of a Professor

Candidates are requested to send in their names, with eight copies of any statement, references, and testimonials that they may think it desirable to submit, so as to reach the Registrar not later than Saturday, 19th September, 1936. Candidates are requested to state the earliest date on which they could take up their duties

The choice of the Electors will not necessarily be limited to those who apply

A Fellowship without emolument at All Souls College is tenable during the tenure of the Professorship

The stipend of the Professorship will be £1,200 a year

In accordance with the provisions of the University Superannuation Scheme the Professor will be required to become a member of the Federated Superannuation System for Universities

Registrar's Office,
June, 1936

DOUGLAS VEALE,
Registrar

A DE V WADE,
Colonial Secretary

GOVERNMENT NOTICE No 527

KENYA AND UGANDA (TRANSPORT) ORDER
COUNCIL, 1925

NOTICE OF APPOINTMENT

In accordance with the provisions of Article 12 of the Kenya and Uganda (Transport) Order in Council, 1925, His Excellency the Governor of Uganda has been pleased to appoint—

The Honourable A A Baerlein,
as an Unofficial Member representing the Protectorate of Uganda to act and vote upon the Kenya and Uganda Railway Advisory Council during the temporary absence of the Honourable E D Reynolds, C L E, from the Protectorate of Uganda

Nairobi,
This 26th day of August, 1936

L B FREESTON,
Secretary to High Commissioner for Transport

GOVERNMENT NOTICE No 528

THE LOCAL GOVERNMENT (DISTRICT
COUNCILS) ORDINANCE, 1928

IN EXERCISE of the powers conferred upon him by Rule 2 of the District Councils (Filling of Vacancies) Rules, 1929, His Excellency the Governor has been pleased to nominate Major W S Belfield to fill a vacancy in the Lumbwa Ward of the Nyanza District Council

By Command of His Excellency the Governor
Nairobi,
This 24th day of August, 1936

E B HOSKING,
*Acting Commissioner for Local Government,
Lands and Settlement*

GOVERNMENT NOTICE No 529

THE BRANDING OF STOCK ORDINANCE, 1907

QUARTERLY STATEMENT OF BRANDS REGISTERED FOR THE PERIOD ENDED 31ST MARCH, 1936

Brand Allotted	Name and Address of Owner	District	No of Certificate	Date of Registration
J4	Engelbrecht, Jacobes Johanes, Eldoret	Ravine	2861	7 4-36
1	Hygienic Butchery, Ltd, P O Box 125, Eldoret	„	2863	15-4-36
L2	Barracrough, Lewis Hubert, Hoeys Bridge	„	2865	18 5 36
2P	Parker, L E, Cherangani	„	2860	7-4 36
3R	Van Rensburg, Johan, Farm 6451, Kipkabus	„	2864	15 4 36
4T	Townsend, William Odom, P O Leseru Station	„	2869	16 6 36
3W	Walter, Hugh Cecil, P O Plateau	„	2867	4-6-36
L7	Butler, Charles Wilfred Longsdon, Rumuruti	Naivasha	2859	3 4 36
7L	Gibb, Alistair Monteith, P O Ol Kalou	„	2862	7-4 36
E6L	Lenon, John W, Farm 5839, Kiambu	Kiambu	2866	28 5-36
E5T	Trench, Arthur D Le Poer, Kathpat Estate, Kiambu	„	2870	16 6 36
T8B	Brebner, James Wallace, Kunyak Estate, Koru	Lumbwa	2868	4 6 36

GENERAL NOTICE No 1032

TRANS NZOIA DISTRICT COUNCIL

TRANS NZOIA EUROPEAN COTTAGE HOSPITAL

The Trans Nzoia District Council has made the following revised tariff of charges in respect of the treatment of patients admitted into the above Hospital —

TARIFF OF CHARGES

Effective from the 1st day of June, 1936

Maternity Cases —

Waiting patients	Sh 10 per diem
After the birth of child	Sh 25 per diem
General patients	Sh 20 per diem
Minor and dental operations	Sh 10 per diem

An extra Sh 2 per diem will be charged on daily fee, for general patients and an extra Sh 2/50 on maternity daily fees, after the birth of the child, in the case of non-ratepayers

Kitale,

25th August, 1936

H J BELL,

Engineer-Clerk to the Council

GENERAL NOTICE No 1033

NYANZA LIQUOR LICENSING COURT

(Ordinance No 62 of 1934)

NOTICE is hereby given that the next meeting of the Nyanza Liquor Licensing Court will be held at the office of the District Commissioner, Kisumu-Jondiani, Kisumu, on Monday, 9th November, 1936, at 10 o'clock in the forenoon

All applications for new licences and confirmations of transfers or provisional licences must reach the District Commissioner's Office, Kisumu-Jondiani, Kisumu, on or before the 25th September, 1936, together with Sh 10 stamp fee on each application

Kisumu,

20th August, 1936

J G HAMILTON-ROSS,

Chairman,

Nyanza Liquor Licensing Court

GENERAL NOTICE No. 1034

KIKUYU LIQUOR LICENSING COURT

(Ordinance No 62 of 1934)

NOTICE is hereby given that the next meeting of the Kikuyu Liquor Licensing Court will be held at the office of the District Commissioner, North Nyeri, on Monday the 9th November, 1936, at 10 a.m.

All applications for new liquor licences and confirmation of transfers of licences must reach this office on or before the 25th September, 1936, together with Sh 10 stamp fee on each application

North Nyeri,

22nd August, 1936

J E H LAMBERT,

Chairman,

Kikuyu Liquor Licensing Court.

GENERAL NOTICE No 1035

KAJIADO LIQUOR LICENSING COURT

(Ordinance No 62 of 1934)

NOTICE is hereby given that the next meeting of the Kajiado Liquor Licensing Court will be held at the office of the District Commissioner, Kajiado, on Monday, 9th November, 1936, at 10 30 a.m.

All applications for new liquor licences and confirmation of transfers of licences must reach this office on or before the 30th September, 1936, together with Sh 10 stamp fee on each application

Kajiado,

26th August, 1936

H G OLDFIELD,

Chairman,

Kajiado Liquor Licensing Court

GENERAL NOTICE No 1036

HONORARY PERMIT ISSUERS

IN EXERCISE of the powers conferred upon me by Rule No 26 (2) of the Diseases of Animals Ordinance Rules, 1931, I hereby declare that the undermentioned Hon Issuers of Permits are authorized to issue permits for movement by rail for slaughter stock only —

GILGIL DISTRICT,

Eric Paidoe, Esq.,

Kekokey,

Gilgil

RONGAI DISTRICT,

W Hudson, Esq.,

Rongai Milling Company,

Rongai

Nairobi,

This 25th day of August, 1936

R. DAUBNEY,

Acting Deputy Director (Animal Industry)

and Chief Veterinary Officer

GENERAL NOTICE No 1037

HONORARY PERMIT ISSUERS

IN EXERCISE of the powers conferred upon me by Rules Nos 20 and 63 of the Diseases of Animals Ordinance Rules, 1931, I hereby declare that the undermentioned gentlemen cease to be Honorary Permit Issuers for the purposes of the said Rules —

P J Pienaar, Esq.,

P O Amabkoi

A. W Thompson, Esq.,

Songhor.

Nairobi,

This 25th day of August, 1936

R DAUBNEY,

Acting Deputy Director (Animal Industry)

and Chief Veterinary Officer

GENERAL NOTICE No 1038

THE TRADE MARKS ORDINANCE, 1930

TRADE MARKS RENEWED

Trade Mark Number	Advertised in the Official Gazette	Name of Applicant	Class
874	13-9-1922	William Hollins & Co, Limited	33
875	20 9 1922	do	38
876	27 9 1922	do	34
877	13 9 1922	do	34
878	20 9 1922	do	38
879	13 9 1922	do	34
880	20 9 1922	do	38
881	13 9-1922	do	34
882	20 9 1922	do	38
883	13 9 1922	do	34
884	20 9 1922	do	38
886	13 9 1922	Macdonald, Greenlees Limited	43

UNPAID RENEWAL FEES

885	13 9 1922	Macdonald, Greenlees Limited	43
887	13 9 1922	James Munro & Son, Limited	43

Nairobi,

This 22nd day of August, 1936

W M KEATINGE,
Registrar of Trade Marks

GENERAL NOTICE No 1039

NOTICE

UNDER THE MEDICAL PRACTITIONERS AND
DENTISTS ORDINANCE, 1910

(Chapter 119 of the Revised Edition)

THE undernoted has been registered in accordance with the terms of the Medical Practitioners and Dentists Ordinance (Chapter 119 of the Revised Edition) —

Harris, Brian Poulett, M R C S (ENG), 1932,
L R C P (LOND), 1932, M B, B CH (CAMB),
1933, D C O G (1935)

A R PATERSON,
Registrar

GENERAL NOTICE No 971

NOTICE

NOTICE is hereby given under section 3 (1) of Ordinance 42 of 1933 (Public Travel and Access Roads (Amendment) Ordinance, 1933), that the provisions of this Ordinance shall apply to the access road commonly known as Pickford's Road of Access as and from the 18th September, 1936

The approximate position of such road of access is as follows —

Commencing at the Karati Drift on the Naivasha Township boundary and proceeding for about 1½ miles along the eastern boundary of Farm 5212, thence easterly across Farm 6535 to the western boundary of Farm 4131/R in a gorge

Naivasha District Council Office,
13th August, 1936

O G FRERE,
Clerk to the Council

GENERAL NOTICE No 999

THE WATER ORDINANCE, 1929

NOTICE OF APPLICATION FOR WATER
RIGHT/SANCTION

In terms of section 27 of the Water Ordinance, 1929, notice is hereby given that Messrs Gethumbwini, Ltd, of Thika, have filed an application, which was registered by the Water Board on 8th August, 1936, for a Sanction to divert from the Thika River at a point on Farm L R No 2955/1/2/3, 0 0037, 0 02, 0 444 and 0 0926 cusecs of which approximately 0 514 cusecs will be returned to the Thika River, for the purposes of domestic use, minor irrigation, power to drive a hydraulic ram and industrial use, on Farm No 2955/1/2/3

The proposed works will consist of a ram and pipe line

A plan of the works may be seen at the office of the Director of Public Works, Nairobi

This application will subsequently be considered as an application for a Water Right

Any objections to the grant of the Water Right and/or Sanction applied for should be filed, in duplicate, with the Water Board, P O Box 662, Nairobi, within sixty days from the date of the first publication of this notice, and a copy of the objection must be served by the objector on the undersigned at the address given below

For and on behalf of Gethumbwini, Ltd,

ARTHUR M GREEN,
Secretary,
Applicant or Lawfully Authorized Agent,
P O Box 96, Nairobi

GENERAL NOTICE No 1000

THE WATER ORDINANCE, 1929

NOTICE OF APPLICATION FOR WATER
RIGHT/SANCTION

In terms of section 27 of the Water Ordinance, 1929, notice is hereby given that the Chania Falls Coffee Estate of P O Box 92, Nairobi, has filed an application, which was registered by the Water Board on 8th August, 1936, for a Sanction to divert from the Chania River tributary to the Thika River at a point on Farm No 4910, 0 003 and 0 037 cusecs of which approximately 0 029 cusecs will be returned to the Chania River, for the purposes of domestic and industrial use respectively on Farm L O No 4910

The proposed works will consist of a pump and pipe line

A plan of the works may be inspected at the office of the Director of Public Works, Nairobi

This application will subsequently be considered as an application for a Water Right

Any objections to the grant of the Water Right and/or Sanction applied for should be filed, in duplicate, with the Water Board, P O Box 662, Nairobi, within sixty days from the date of the first publication of this notice, and a copy of the objection must be served by the objector on the undersigned at the address given below

Chania Falls Coffee Estate, Ltd,

T A WOOD, Receiver
Applicant or Lawfully Authorized Agent,
c/o Gill and Johnson,
P O Box 92, Nairobi.

GENERAL NOTICE No 997

THE WATER ORDINANCE, 1929
NOTICE OF APPLICATION FOR WATER
RIGHT/SANCTION

In terms of section 27 of the Water Ordinance, 1929, notice is hereby given that MacWatt Estates, Ltd, of Kiambu have filed an application, which was registered by the Water Board on 8th August, 1936, for a sanction to divert from the Ithuri River at a point on Farm L O No 96/2, 10 acre feet of flood water only for the purpose of a stored supply for coffee pulping on Farm L O No 96/2

The proposed works will consist of a furrow and a dam

A plan showing the proposed works may be seen at the office of the Director of Public Works, Nairobi

This application will subsequently be considered as an application for a Water Right

Any objections to the grant of the Water Right and/or Sanction applied for should be filed, in duplicate, with the Water Board, P O Box 662, Nairobi, within sixty days from the date of the first publication of this notice, and a copy of the objection must be served by the objector on the undersigned at the address given below

For McWatt Estates, Ltd ,

STIRLING & SCOTT, LTD ,
Civil Engineers,
Applicant or Lawfully Authorized Agent,
P O Box 245, Nairobi

GENERAL NOTICE No 998

THE WATER ORDINANCE, 1929
NOTICE OF APPLICATION FOR WATER
RIGHT/SANCTION

In terms of section 27 of the Water Ordinance, 1929, notice is hereby given that D E and M Castleman Smith of P O Box 1152, Nairobi, have filed an application, which was registered by the Water Board on 8th August, 1936, for a Sanction to divert from the Mbagathi River at a point on Farm No 1160/17 and 200 feet from the boundary of Farm No 1160/16, 0 0006, 0 05 and 0 07 cusecs of which approximately 0 07 cusecs will be returned to Mbagathi River, for the purposes of domestic use, minor irrigation and power to drive a hydraulic ram on Farm No 1160/16

The proposed works will consist of a hydraulic ram and pipe line

A plan of the proposed works may be inspected at the office of the Director of Public Works, Nairobi

This application will subsequently be considered as an application for a Water Right

Any objections to the grant of the Water Right and/or Sanction applied for should be filed, in duplicate, with the Water Board, P O Box 662, Nairobi, within sixty days from the date of the first publication of this notice, and a copy of the objection must be served by the objector on the undersigned at the address given below

D E CASTLEMAN SMITH,
M CASTLEMAN SMITH,
Applicant or Lawfully Authorized Agent,
P O Box 1152, Nairobi

GENERAL NOTICE No 1040

IN HIS MAJESTY'S SUPREME COURT OF KENYA AT NAIROBI
LIST OF JURORS AND ASSESSORS FOR 1936-37

To all whom it may concern

TAKE NOTICE that objections to the list of Jurors and Assessors liable to be summoned before the Supreme Court to serve during the year 1936-37 for the following Provinces will be heard and determined as follows —

Province	Date, time and place of hearing of objections	Court which will hear objections
Rift Valley	Nakuru, 14th September, 1936, at 9 30 a m Eldoret, 21st September, 1936, at 9 30 a m	Supreme Court assisted by Resident Magistrate, Nakuru Supreme Court assisted by Resident Magistrate, Eldoret
Nyanza	Kisumu, 28th September, 1936, at 9 30 a m	Supreme Court assisted by Resident Magistrate, Kisumu
Central	Nairobi, The Law Courts, Court No 1, 1st October, 1936, at 10 a m	Supreme Court assisted by District Commissioner, Nairobi

It is particularly requested that representations be made at the proper time and place, as above stated, with a view to striking out the names of persons specifically exempted under the Criminal Procedure Code and Rules thereunder or with a view to adding the names of any persons whose names have been omitted

Nairobi,
28th August, 1936

E J O'FARRELL, Registrar,
Supreme Court of Kenya

GENERAL NOTICE No 1010

HIS MAJESTY'S COURT OF APPEAL FOR EASTERN AFRICA

The next Sessions of His Majesty's Court of Appeal for Eastern Africa have been fixed to be holden at Dar es Salaam to commence on Tuesday the 13th day of October, 1936, at 10 a m or as soon thereafter as cases can be heard

To ensure appeals from His Majesty's Supreme Court of Kenya being set down for hearing at these sessions memoranda of appeal should be filed with

the Registrar, Supreme Court of Kenya, Nairobi, or with the District Registrar, Mombasa, not later than the 15th day of September, 1936

Nairobi,

15th August, 1936

E J O'FARRELL,

Registrar,

H M Court of Appeal for E A

CAUSE LIST

FOR HEARING ON TUESDAY THE 13TH DAY OF OCTOBER, 1936, AT DAR ES SALAAM

Appeal No	Civil or Criminal	Appellant	Respondent	Original No of Case	Appeal from
114 of 1936	Criminal	Hamisi bin Lokori	Rex	Cr Case No 12/36	H M High Court of Tanganyika at Moshi
115 of 1936	"	Mafaula bin Kibunga	Rex	Cr Case No 58/36	ditto
116 of 1936	"	Mohamed bin Mursal	Rex	Cr Case No 108/36	H M High Court of Tanganyika at Dar es Salaam
117 of 1936	"	Munani d/o Muli	Rex	Cr Case No 79/36	H M Supreme Court of Kenya at Nairobi
118 of 1936	"	Mwisiwa d/o Kimwele	Rex	Cr Case No 79/36	ditto
119 of 1936	"	Angero Rwebubira bin Machweke	Rex	Cr Confirmation Case No 6/36	H M High Court of Tanganyika at Dar es Salaam
6 of 1936	Civil	Vaghjibhai G Patel	The Standard Bank of S A Ltd	Civil Case No 7/34	H M High Court of Tanganyika at Moshi
9 of 1936	"	Karimjee Jivanjee & Co	The Official Receiver of the Govt of Tanganyika, the Trustee of the property of G McDiarmid (Deceased) Bankrupt	Civil Case No 31	H M High Court of Tanganyika at Dar es Salaam
10 of 1936	"	The Old East African Trading Co Ltd	A S Vallani trading as A S Vellani & Company	Civil App No 23/34	ditto

GENERAL NOTICE No 585

SESSIONS of His Majesty's Supreme Court of Kenya will be held on the dates and at the places hereinafter set out —

SUPREME COURT SESSIONS AT NAIROBI, 1-9-36

Criminal Case No 82/36 Rex *vs* Ndambu wa Kotho

Criminal Case No 86/36 Rex *vs* Ndambu wa Kotho

Criminal Case No 95/36 Rex *vs* Ndambuki wa Nzioki

Criminal Case No 98/36 Rex *vs* Kilonzi wa Makundi

SUPREME COURT SESSIONS AT NAKURU, 14-9-36

Criminal Case No 84/36 Rex *vs* Kibiagon A Chepkerio and 3 others

Criminal Case No 85/36 Rex *vs* Chebet arap Kimuge

Criminal Case No 93/36 Rex *vs* Kiblagat A Kipsangot

District Registry Cases

C C No 21/33 A D P Thomas *vs* Reginald Osborne Ney

" " " 3/36 Sohan Singh *vs* Thomas Arthur Kershaw Turton

" " " 4/36 Jasraj Tribhowandas *vs* Lajpat Rai

" " " 7/36 Moolraj *vs* E H J Barrett

" " " 10/36 Njoroge s/o Kimani *vs* Mwangi wa Saisi

" " " 11/36 Mukema d/o Mungeri *vs* Mungai wa Pio

" " " 12/36 Ndirangu wa Kimanu *vs* Njoroge wa Gakinya

SUPREME COURT SESSIONS AT ELDORET, 21-9-36

Criminal Case No 80/36 Rex *vs* Chebasuon A Kibos

Criminal Case No 99/36 Rex *vs* Cheboi A Kipseba

SUPREME COURT SESSIONS AT KISUMU, 28-9-36

Criminal Case No 94/36 Rex *vs* Nyakundi s/o Maiko

E. J. O'FARRELL,

Registrar, Supreme Court of Kenya.

GENERAL NOTICE No 741

THE CROWN LANDS ORDINANCE

(Chapter 140, Revised Edition of the Laws of Kenya)

AUCTION OF FARMS

The grants of the farms specified in the Schedule hereto will, subject to the provisions of the Crown Lands Ordinance (Chapter 140 of the Revised Laws of Kenya), be offered for sale in the District Commissioner's Office, Nairobi, commencing at 10 a.m. on Friday, 25th September, 1936

Plans of the farms may be seen at the Public Map Office, Survey and Registration Division, Nairobi, or may be had on application to the Surveyor General, Box 89, Nairobi, on payment of Sh 3 post free, in respect of each plan required

The right to withdraw any farm from the auction is reserved to the Commissioner of Lands

CONDITIONS OF SALE

1 Each farm will be auctioned separately

2 These farms are in the Highlands, and purchase will be confined to Europeans only (or their accredited agents), in conformity with the decision of His Majesty's Government

3 The highest bidder will be the purchaser, and if any dispute arise as to any bidding, the farm will be put up again at the last undisputed bid

4 The amount of the advance of each bid will be regulated by the auctioneer, and no bid shall be retracted

5 Each purchaser shall pay to the auctioneer, immediately on the fall of the hammer, a deposit of 10 per cent of his purchase money, and should the same be tendered by cheque, such cheque must be accompanied by a banker's guarantee. In default of such payment, the farm may be immediately re-offered for sale, and any subsequent bid by the person who has made default may be ignored or refused

6 The balance of the purchase money in respect of Farm L.R. No 2387 shall be paid in full to the Provincial Commissioner, Rift Valley Province, Box 31, Nakuru, and in respect of the remaining farms to the Land Assistant, Box 424, Nairobi, on or before the 1st October, 1936, or shall be paid in nine equal annual instalments, payable on the 1st

day of January in each year, the first instalment being payable on the 1st January, 1938, and the purchaser shall inform the Provincial Commissioner, Nakuru, or the Land Assistant, Nairobi, as the case may require, on or before the 1st October, 1936 which method of payment he desires to adopt

7 If the purchaser shall have elected to pay the balance of the purchase money by instalments, no transfer of the land granted or any part thereof shall be valid until the whole of the purchase money shall have been paid

8 The rent due to the 31st December, 1937, shall be paid to the Provincial Commissioner, Nakuru, and the Land Assistant, Nairobi, respectively, on or before the 1st October, 1936

The survey fees and the fees payable for the preparation (Sh 100) and registration (Sh 20) of the grant, and the stamp duty payable (approximately 2 per cent *ad valorem*) in respect of the grant shall be paid to the Surveyor General, at the Survey and Registration Division, Nairobi, on or before the 1st October, 1936

Upon such payments being duly made, the purchaser shall, subject to the provisions of the Crown Lands Ordinance (Chapter 140, Revised Edition) and if the conditions of sale have been complied with, be entitled to a grant of the farm, which grant will be presented to him, duly executed, as soon as conveniently may be

9 If the payments mentioned in Condition No 8 are not made on or before the 1st October, 1936, the Commissioner of Lands may order that the deposit paid by the purchaser be forfeited to the Government, and in such case the purchaser shall have no further claim to a grant of the farm

10 The grants will be under the provisions of the Crown Lands Ordinance (Chapter 140 of the Revised Edition) and the Registration of Titles Ordinance (Chapter 142), and will be for 999 years, commencing from the 1st day of October, 1936. Rent will be payable from that date

Nairobi,

19th June, 1936

E B HOSKING,

Acting Commissioner for Local Government,
Lands and Settlement

SCHEDULE

L.R. No	Locality	Area (Approx)	Upset Price	Rent per Annum	Proportionate	Survey Fees
					Rent from 1-10-36 to 31-12-36	
		<i>Acres</i>	<i>Sh</i>	<i>Sh cts</i>	<i>Sh cts</i>	<i>Sh</i>
3187	North Nyeri	4,525	18,100	905 00	226 25	1,316
2736	North Nyeri	2,291	6,873	458 20	114 55	970
2769	North Nyeri	4,446	13,338	889 20	222 30	1,290
2770	North Nyeri	4,850	14,550	970 00	242 50	1,344
2788	North Nyeri	4,542	15,897	908 40	227 10	1,316
2795	North Nyeri	4,058	12,174	801 60	200 40	1,236
2796	North Nyeri	4,693	14,079	938 60	234 65	1,316
2791	North Nyeri	4,061	16,244	812 20	203 05	1,236
2792	North Nyeri	3,513	14,052	702 60	175 65	1,156
2887*	North Nyeri	4,356	54,450	871 20	217 80	1,290
2387	Laikipia	4,651	9,302	930 20	232 55	1,316

*Subject to an irrigation channel wayleave

GENERAL NOTICE No 1041

POSTS AND TELEGRAPHS NOTICE

RADIO TELEPHONE SERVICE

It is hereby notified for general information that a telephone service is now available between all telephone exchanges connected to the main trunk system of the Colony and the undermentioned places at the rates set out below —

PLACES	MINIMUM CHARGE (covering first period of three minutes)	EACH ADDITIONAL MINUTE	REPORT CHARGE
FIRST AMERICAN ZONE Comprising the States of Connecticut, Delaware, District of Columbia, Florida, Georgia, Maine, Maryland, Massachu- setts, New Hampshire, New Jersey, New York, North Carolina, Pennsylvania, Rhode Island, South Carolina, Vermont, Virginia and West Virginia	<i>Sh</i> 132	<i>Sh</i> 44	<i>Sh</i> 14
SECOND AMERICAN ZONE Comprising the States of Alabama, Arkansas, Illinois, Indiana, Iowa, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Ohio, Tennessee and Wisconsin	144	48	14
THIRD AMERICAN ZONE Comprising the States of Colorado, Kansas, Montana, Nebraska, New Mexico, North Dakota, Oklahoma, South Dakota, Texas and Wyoming	156	52	14
FOURTH AMERICAN ZONE Comprising the States of Arizona, California, Idaho, Nevada, Oregon, Utah and Washington	168	56	14
CUBA	168	56	14
FIRST CANADIAN ZONE Comprising the whole of the province of Quebec, and the South Eastern portion of the province of Ontario (includ- ing Ottawa, Toronto, Hamilton, Kingston and Niagara Falls)	132	44	14
SECOND CANADIAN ZONE Comprising the whole of the provinces of New Brunswick, Nova Scotia, Prince Edward Island and Manitoba, and that part of the province of Ontario not included in the First Canadian Zone (including London, Windsor, Brentford and Fort William)	144	48	14
THIRD CANADIAN ZONE Comprising the whole of the provinces of Saskatchewan and Alberta	156	52	14
FOURTH CANADIAN ZONE Comprising the whole of the province of British Columbia	168	56	14
MEXICO	168	56	14

The Report Charge is payable in the case of a person-to person call being abandoned owing to the person specified or an acceptable substitute being unobtainable

GENERAL POST OFFICE, NAIROBI,
1ST SEPTEMBER, 1936

E A SADLER,
for Postmaster General,
Kenya Uganda and Tanganyika

GENERAL NOTICE No 1002

KENYA AND UGANDA RAILWAYS AND HARBOURS

TENDERS FOR EAST AFRICAN TIMBERS

- 1 Tenders are invited for the following timber —
Camphor logs 60 tons
Mweri logs 40 tons
Msharagi logs 60 tons
Munyama (Uganda Mahogany) logs 100 tons
Mvuli fitches (special grade) 100 tons
- 2 The logs and fitches must be in accordance with the Railway's specifications, copies of which can be obtained on application to the Stores Superintendent, Kenya and Uganda Railways and Harbours, P O Box 40, Nairobi, to whom also all inquiries must be addressed
- 3 Free railage will be given from any point of the Administration's services to Nairobi but tenderers must state at what station delivery of the timber would be made
- 4 Tenders will be considered for part or whole of the above requirements

- 5 Delivery of the whole of this timber is required before the end of March, 1937
- 6 The timber will be inspected at the Railway Stores Yard, Nairobi, and measurements taken according to the Railway's specifications Freight from point of loading to Nairobi must be paid on any timber rejected and same removed from Railway premises within the time specified
- 7 Payment will be made on or about the fifteenth of the month following the receipt of the timber and after acceptance by the Stores Superintendent
- 8 Tenders in sealed envelopes marked 'Tenders for East African Timber' should be addressed only to the Chairman of the Tender Board, Kenya and Uganda Railways and Harbours, P O Box 570, Nairobi, and be received before noon on the 26th September, 1936, after which date no tender will be considered
- 9 The lowest or any tender will not necessarily be accepted
- Nairobi,
14th August, 1936
- G D RHODES,
General Manager,
Kenya and Uganda Railways and Harbours

GENERAL NOTICE No 1042

ASIATIC WIDOWS' AND ORPHANS' PENSION FUND

INCOME AND EXPENDITURE ACCOUNT, 1935

Dr			Cr		
	£	s cts		£	s cts
To Pensions	1,729	18 58	By Contribution	7,889	17 34
„ Loss on Stock Sold	12	19 83	„ Interest on Investments	2,491	15 67
„ Salaries	25	0 04			
„ Balance, representing excess of Income over Expenditure transferred to the Pension Fund	8,613	14 56			
	£ 10,381	13 01		£ 10,381	13 01

PENSION FUND, 1935

	£	s	cts		£	s	cts
31st December—				1st January—			
To balance carried forward	56,878	9	83	By balance	48,264	15	27
				31st December—			
				By Income & Expenditure Account	8,613	14	56
	£ 56,878	9	83		£ 56,878	9	83

BALANCE SHEET AS AT 31ST DECEMBER, 1935

Liabilities				Assets			
	£	s	cts		£	s	cts
Pension Fund	56,878	9	83	Investments	69,994	12	58
Reserve for depreciation of Securities	9,093	17	43	Contributions outstanding	112	10	75
Pensions Payable	209	18	82	Cash on Deposit at the Treasury	78	7	84
Refunds due under Section 28 of Ordinance No 20 of 1927		17	69				
Excess Contributions	2	7	40				
	£ 66,185	11	17		£ 66,185	11	17

Examined
W H SMITH,
Auditor
4th August, 1936

J K RAMSDEN, Secretary,
Asiatic Widows' & Orphans' Pensions Fund Board
19th June, 1936

GENERAL NOTICE No 1043

THE BANKRUPTCY ORDINANCE

NOTICE OF INTENDED DIVIDEND

Summary Case

Debtor's name—John Abiahman Landman, trading as J A Landman and Co

Address—Nairobi

Description—Merchant

Court—H M Supreme Court, Nairobi

Number of matter—24 of 1932

Last day for receiving proofs—15th September, 1936

Name of trustee—Official Receiver

Address—Law Courts, P O Box 231, Nairobi

Nairobi,

28th August, 1936

L R FISHER
for Official Receiver

GENERAL NOTICE No 1044

THE BANKRUPTCY ORDINANCE

NOTICE OF INTENDED DIVIDEND UNDER SCHEME OF COMPOSITION

Debtor's name—Gilbert Clifford Roberts (deceased)

Address—Nairobi

Description—Clerk

Court—H M Supreme Court, Nairobi

Number of matter—16 of 1935

Last day for receiving proofs—14th September, 1936

Name of trustee—Official Receiver

Address—Law Courts, Nairobi

Nairobi,

22nd August, 1936

L R FISHER,
for Official Receiver

GENERAL NOTICE No 1045

THE BANKRUPTCY ORDINANCE

NOTICE OF INTENDED DIVIDEND

Preferential Claims

Debtor's name—Mrs Bertha Henry Hately (widow)

Address—Yatta Ranch, Thika

Description—Sisal Planter

Court—H M Supreme Court, Nairobi

Number of matter—16 of 1936

Last day for receiving proofs—14th September, 1936

Name of trustee—Official Receiver

Address—Law Courts, Nairobi

Nairobi,

22nd August, 1936

L R FISHER,
for Official Receiver

GENERAL NOTICE No 1046

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

PROBATE AND ADMINISTRATION

CAUSE No 28 OF 1936

Re KHIMJI NANJI RATHOD, DECEASED

To all whom it may concern

TAKE NOTICE that all persons having any claims, of whatever nature it may be, against the estate of the above-named Khimji Nanji Rathod, who died at Nairobi on the 24th day of March 1936, are required to prove such claims before the undersigned on or before the 15th day of October, 1936, after which date the claims so proved will be paid and/or settled and the estate distributed according to law

Nairobi,

27th August, 1936

SHAPLEY, SCHWARTZE & BARRET,
Advocates for Naresh Kanji Rathod, the
Administrator of the Estate

GENERAL NOTICE No 1047

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

PROBATE AND ADMINISTRATION

CAUSE No 85 OF 1936

NOTICE OF APPLICATION FOR PROBATE OF THE WILL OF
ROBERT HENRY CAVE, LATE OF NAIROBI, KENYA COLONY,
DECEASED

TAKE NOTICE that application having been made in this Court by Emma Luise Cave of Nairobi for probate of the will of Robert Henry Cave late of Nairobi, aforesaid who died at Nairobi on the 26th day of July, 1936, this Court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered on or before the 16th day of September, 1936

Nairobi,

28th August, 1936

E J O'FARRELL,
Registrar,
Supreme Court of Kenya

Note—The will above named is now deposited and open to inspection at the Court

GENERAL NOTICE No 1048

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

PROBATE AND ADMINISTRATION

CAUSE No 86 OF 1936

NOTICE OF APPLICATION FOR PROBATE OF THE WILL OF
EDITH KATE ALLEN, LATE OF MUHORONI, KENYA
COLONY, DECEASED

TAKE NOTICE the application having been made in this Court by Thomas Allen of Muhoroni, Kenya Colony, for probate of the will of Edith Kate Allen late of Muhoroni, aforesaid, who died at Muhoroni on the 18th day of June, 1936, this Court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered on or before the 16th day of September, 1936

Nairobi,

28th August, 1936

E J O'FARRELL,
Registrar,
Supreme Court of Kenya

Note—The will above named is now deposited and open to inspection at the Court

GENERAL NOTICE No 1049

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

PROBATE AND ADMINISTRATION

CAUSE No 87 OF 1936

NOTICE OF APPLICATION FOR PROBATE OF THE WILL OF
FRANCIS ANNE SHAW, LATE OF RUIRU, KENYA COLONY,
DECEASED

TAKE NOTICE that application having been made in this Court by Dacre Ashe Shaw of Nairobi for probate of the will of Francis Anne Shaw, late of Ruiru aforesaid, who died at Nairobi, Kenya Colony, on the 20th day of October, 1935, this Court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered on or before the 16th day of September, 1936

Roger Geoffrey Buckley, Esq., of Nairobi, the other executor named in the will has renounced his right to probate

Nairobi,

28th August, 1936

E J O'FARRELL,
Registrar,
Supreme Court of Kenya

Note—The will above named is now deposited and open to inspection at the Court

GENERAL NOTICE No 1050

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

PROBATE AND ADMINISTRATION

CAUSE No 88 of 1936

NOTICE OF APPLICATION FOR LETTERS OF ADMINISTRATION
INTESTATE OF ESTATE OF DAHYA BHANJI, LATE OF
NYERI, KENYA COLONY, DECEASED

TAKE NOTICE that application having been made in this Court by Nandubai d/o Jerambhai, of Nyeri, Kenya Colony, for letters of administration intestate of the estate of Dahya Bhanji, late of Nyeri aforesaid, who died at Nyeri on the 14th day of August, 1936, this Court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered on or before the 16th day of September, 1936

Nairobi,
28th August 1936

E J O'FARRELL,
*Registrar,
Supreme Court of Kenya*

GENERAL NOTICE No 1051

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

PROBATE AND ADMINISTRATION

CAUSE No 89 of 1936

NOTICE OF APPLICATION FOR LETTERS OF ADMINISTRATION
INTESTATE OF ESTATE OF PETRUS GERHARDUS VISAGIE,
LATE OF NAIROBI, KENYA, DECEASED

TAKE NOTICE that application having been made in the Court by Fredericka Johanna Cathrina Visagie, of Mbagathi Nairobi, for letters of administration intestate of the estate of Petrus Gerhardus Visagie, late of Nairobi, who died at Nairobi on the 17th day of July, 1936, this Court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered on or before the 16th day of September, 1936

Nairobi,
28th August, 1936

E J O'FARRELL,
*Registrar,
Supreme Court of Kenya*

GENERAL NOTICE No 1052

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

CAUSE No 101 of 1936

IN THE MATTER OF BIRD AND CO (AFRICA), LIMITED,
AND

IN THE MATTER OF THE COMPANIES ORDINANCE, 1933

NOTICE is hereby given that the Order of His Majesty's Supreme Court of Kenya dated the 15th day of August, 1936, confirming the reduction of the capital of the above-named Company from £500,000 to £410,000 and the Minute approved by the Court showing with respect to the capital of the Company as altered the several particulars required by the above-mentioned Ordinance was registered by the Registrar of Companies on the 18th day of August, 1936

HAMILTON, HARRISON & MATHEWS,
*Solicitors for the said Company,
Nairobi House, Nairobi*

GENERAL NOTICE No 1053

IN THE MATTER OF THE COMPANIES
ORDINANCE, 1933,

AND

EDWARDS AND TURNER MINING CO, LTD

NOTICE is hereby given pursuant to section 222 that at an Extraordinary General Meeting of the Company held at Kakamega on Monday the 24th day of August, 1936, the following Extraordinary Resolution was passed —

"That the Company cannot by reason of its liabilities continue its business and that it is advisable to wind up and that accordingly the Company be wound up as a Creditors Voluntary Winding Up and for the purposes of such winding up, David Gordon Stewart Chartered Accountant, of Kakamega, be and hereby is appointed Liquidator"

Kakamega,
24th August, 1936

D G STEWART,
Secretary

GENERAL NOTICE No 1054

IN THE MATTER OF THE COMPANIES
ORDINANCE, 1933,

AND

ALEGO MINING CO, LTD

NOTICE is hereby given pursuant to section 222 that at an Extraordinary General Meeting of the Company held at Kakamega on Monday the 24th day of August 1936, the following Extraordinary Resolution was passed —

"That the Company cannot by reason of its liabilities continue its business and that it is advisable to wind up and that accordingly the Company be wound up as a Creditors Voluntary Winding Up and for the purposes of such winding up, David Gordon Stewart, Chartered Accountant, of Kakamega, be and hereby is appointed Liquidator"

Kakamega,
24th August, 1936

D G STEWART,
Secretary

GENERAL NOTICE No 1055

IN THE MATTER OF THE COMPANIES
ORDINANCE, 1933,

AND

THE MINES SUPPLY AND TRANSPORT CO, LTD

NOTICE is hereby given pursuant to section 222 that at an Extraordinary General Meeting of the Company held at Kakamega on Monday the 24th day of August, 1936, the following Extraordinary Resolution was passed —

"That the Company cannot by reason of its liabilities continue its business and that it is advisable to wind up and that accordingly the Company be wound up as a Creditors Voluntary Winding Up and for the purposes of such winding up, David Gordon Stewart, Chartered Accountant, of Kakamega, be and hereby is appointed Liquidator"

Kakamega,
24th August, 1936

D G STEWART,
Secretary

GENERAL NOTICE No 1056

IN THE MATTER OF THE COMPANIES
ORDINANCE, 1933,

AND

KISUMU KIDOGO, LIMITED

NOTICE is hereby given pursuant to section 222 that at an Extraordinary General Meeting of the Company held at Kakamega on Monday the 24th day of August 1936 the following Extraordinary Resolution was passed —

"That the Company cannot by reason of its liabilities continue its business and that it is advisable to wind up and that accordingly the Company be wound up as a Creditors Voluntary Winding Up and for the purposes of such winding up, David Gordon Stewart, Chartered Accountant, of Kakamega, be and hereby is appointed Liquidator"

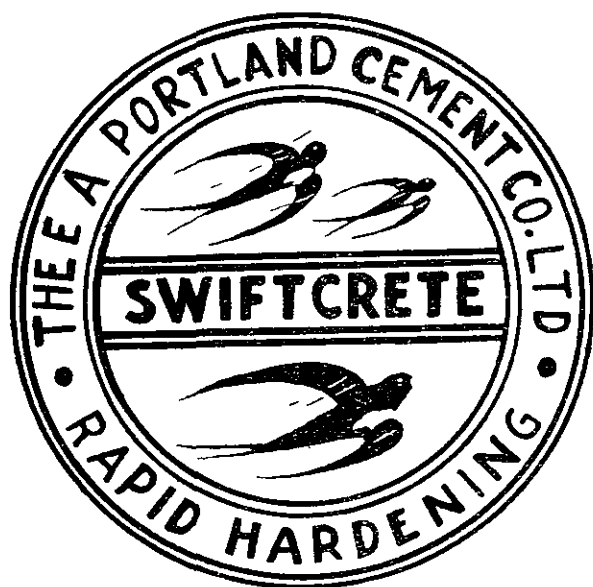
Kakamega,
24th August, 1936

D G STEWART,
Secretary

GENERAL NOTICE No 1057

THE TRADE MARKS ORDINANCE, 1930

APPLICATION No 2297



TAKE NOTICE that an application for the registration of the Trade Mark shown above in Class 17 in respect of cement, has been lodged by The East African Portland Cement Company, Limited a limited liability Company having its registered office at Derby House, Government Road, Nairobi, Manufacturers

The said Trade Mark will be registered after the expiration of ninety days from the date of this Gazette provided no notice of opposition is received

Nairobi,
26th August, 1936

W M KEATINGE,
Registrar of Trade Marks

GENERAL NOTICE No 1058

THE TRADE MARKS ORDINANCE, 1930

APPLICATION No 2298

REGINA

TAKE NOTICE that an application for the registration of the Trade Mark shown above in Class 30 in respect of all goods included in Class 30, has been lodged by Heinrich Guthermann, Paul Alexander Guthermann, Oskar Julius Guthermann, Richard Carl Guthermann, Willy Rudolf Guthermann and Kurt Guthermann, trading as Guthermann and Co., of 1, Landstrasse, Gutach-Breisgau (Baden), Germany, Sewing Silk Manufacturers, whose address for service in the Colony is c/o Messrs Atkinson, Bown, Morrison and Ainslie, Advocates, P O Box 29, Mombasa

The said Trade Mark will be registered after the expiration of ninety days from the date of this Gazette provided no notice of opposition is received

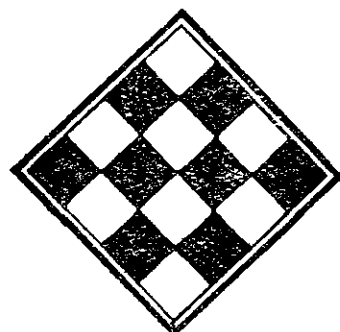
Nairobi,
27th August, 1936

W M KEATINGE
Registrar of Trade Marks

GENERAL NOTICE No 1059

THE TRADE MARKS ORDINANCE, 1930

APPLICATION No 2299



TAKE NOTICE that an application for the registration of the Trade Mark shown above in Class 30 in respect of all goods included in Class 30, has been lodged by Heinrich Guthermann, Paul Alexander Guthermann, Oskar Julius Guthermann, Richard Carl Guthermann,

Willy Rudolf Guthermann and Kurt Guthermann, trading as Guthermann and Co., of 1, Landstrasse, Gutach-Breisgau (Baden), Germany, Sewing Silk Manufacturers, whose address for service in the Colony is c/o Messrs Atkinson, Bown, Morrison and Ainslie, Advocates, P O Box 29, Mombasa

The said Trade Mark will be registered after the expiration of ninety days from the date of this Gazette provided no notice of opposition is received

Nairobi,
27th August 1936

W M KEATINGE
Registrar of Trade Marks

GENERAL NOTICE No 1060

THE REGISTRATION OF PATENTS ORDINANCE, 1933

It is hereby notified for general information that a letters patent particulars of which appear in the Schedule hereto was registered as No 249 of 1936 in the Kenya Register of Patents on the 25th day of August, 1936 —

SCHEDULE

- Number of application* — 249
Date of application — 25th day of August, 1936
Name of applicant — Bruno Nier
Registered address — Beierfeld, Saxony, Germany
Particulars of grant in the United Kingdom — No 421,478, sealed on the 14th day of March, 1935, and dated the 15th day of February, 1933
Nature of invention — Improvements in or relating to the wick burners of hurricane lanterns
Documents, etc, filed in registry —
 1 One certified copy of the specification, including drawings, of the United Kingdom Patent Office
 2 Certificate of the Comptroller General of the United Kingdom Patent Office giving full particulars of the grant of the patent
 3 Authorization of agent

Nairobi,
This 27th day of August, 1936

W M KEATINGE,
Registrar of Patents

GENERAL NOTICE No 1061

THE REGISTRATION OF PATENTS ORDINANCE, 1933

It is hereby notified for general information that a letters patent particulars of which appear in the Schedule hereto was registered as No 250 of 1936 in the Kenya Register of Patents on the 25th day of August, 1936 —

SCHEDULE

- Number of application* — 250
Date of application — 25th day of August, 1936
Names of applicants — Ernst Bruno Nier, Ida Ella Adolph, Richard Woldemar Nier, Martha Helene Ploss and Johannes Curt Nier, trading as Hermann Nier
Registered address — Beierfeld, Saxony, Germany
Nature of invention — Improvements in or relating to hurricane lanterns
Particulars of grant in the United Kingdom — No 395,950, sealed on the 12th day of October, 1933, and dated the 7th day of May, 1932
Documents, etc, filed in registry —
 1 One certified copy of the specification, including drawings, of the United Kingdom Patent Office
 2 Certificate of the Comptroller General of the United Kingdom Patent Office giving full particulars of the grant of the patent
 3 Authorization of agent

Nairobi,
This 27th day of August, 1936

W M KEATINGE,
Registrar of Patents