



THE OFFICIAL GAZETTE OF THE COLONY AND PROTECTORATE OF KENYA

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CONTENTS

OFFICIAL GAZETTE

Govt. Notice No.—	PAGE
930—Appointments	463
931-933—Vacancies—Secretariat, Agricultural Department and Customs Department	463
934—For introduction into the Legislative Council—A Bill to Provide for the Marketing of Coffee	464
935—For introduction into the Legislative Council—A Bill to Amend the Income Tax Ordinance, 1940	471
936—Vacancy—Inland Revenue Department	476
937—Executive Council—Members	476
938—Price Control—Appointment	476
939—The Interpretation and General Causes Ordinance—Notice	476
940—The Kenya Naval Volunteer Ordinance, 1940—Commissions	476
941—The Trout Protection Ordinance—Notice	476
942—The Mining Ordinance—Areas Reopened	477
General Notices Nos. 1698-1750	477

SUPPLEMENT No. 50

Proclamations, Rules and Regulations, 1945

Govt. Notice No.—	PAGE
943—The Income Tax (Non-residents' Allowances) Rules, 1945	473
944—The Income Tax (Non-residents' Allowances) (Amendment) Rules, 1945	475
945—The Nairobi District Council (Quarrying) By-laws, 1945	476
946—The Resident Labourers (Nakuru District Council) Order, 1945	479
947—The Defence Regulations—Cancellation of Order	482
948—The Civil Procedure (Amendment No. 1) Rules, 1945	482
949-954—The Trading with the Enemy Ordinance—Sanctions for Denmark, Italy and Greece	483
955—The Defence (Amendment of Laws No. 148) Regulations, 1944—Census of Non-native Employees	487

GOVERNMENT NOTICE No. 930

APPOINTMENTS

RALPH BERLYN HANDY, Preventive Officer, to be Acting Chief Preventive Officer, Customs Department, with effect from the 1st of July, 1945.

LIEUTENANT-COLONEL SAMUEL REGINALD BOYD, B.A., B.A.I., A.M.I.C.E., to be Director of Public Works with effect from the 28th October, 1945.

PHILIP HARTLEY STONE, M.B., B.CH. (DUBLIN), to be Medical Officer of Health, South Kavirondo and contained townships and also that portion of the Narok Administrative District to the west of the Mara River, with effect from the 1st November, 1945.

E. R. E. SURRIDGE,
Acting Chief Secretary.

CONFERENCE OF EAST AFRICAN GOVERNORS

APPOINTMENT

FREDERICK CRAWFORD to act as Chairman of the East African Production and Supply Council with effect from 19th October, 1945.

GOVERNMENT NOTICE No. 931

VACANCY—ASSISTANT ESTABLISHMENT OFFICER, SECRETARIAT

APPLICATIONS are invited for a post of Assistant Establishment Officer in the Secretariat and should be submitted to the Secretary, European Civil Service Advisory Board, P.O. Box 621, Nairobi, to reach him not later than 15th of December, 1945. Applicants in Government employment should apply in terms of Secretariat Circular No. 30 of 1944.

The scale of salary attached to the post is £600 by £20 to £720 on Kenya European Civil Service terms of service. Details of these terms of service, which include contribution to a provident fund, may be obtained from the Secretary, European Civil Service Advisory Board, at the above address. In the event of an officer of the Civil Service who has already been accorded pensionable status being appointed he will retain his pensionable rights and other privileges on an appropriate salary scale.

The qualifications required for the post are—

- an intimate knowledge of Government and Colonial Regulations applicable to the European, Asian and African staff of the Service; and
- ability to deal with correspondence, and to prepare memoranda on staff and cognate matters,

GOVERNMENT NOTICE No. 932

VACANCY—ACCOUNTANT, AGRICULTURAL DEPARTMENT

APPLICATIONS are invited for a post of Accountant in the Agricultural Department and should be submitted to the Secretary, European Civil Service Advisory Board, P.O. Box 621, Nairobi, to reach him not later than 15th of December, 1945. Applicants in Government employment should apply in terms of Secretariat Circular No. 30 of 1944.

The scale of salary attached to the post is £500 by £20 to £600 by £20 to £720 on Kenya European Civil Service terms of service. Details of these terms of service, which include contribution to a provident fund, may be obtained from the Secretary, European Civil Service Advisory Board, at the above address. In the event of an officer of the Civil Service who has already been accorded pensionable status being appointed he will retain his pensionable rights and other privileges on an appropriate salary scale.

The successful applicant will be required to take charge of the Departmental Accounts and Stores. He should possess a thorough knowledge of Government Accountancy and Store-keeping and of the relevant Regulations.

GOVERNMENT NOTICE No. 933

VACANCY FOR INVOICE INSPECTOR, CUSTOMS DEPARTMENT

APPLICATIONS are invited for a post of Invoice Inspector in the Customs Department and should be submitted to the Secretary, European Civil Service Advisory Board, P.O. Box 621, Nairobi, to reach him not later than 15th of December, 1945. Applicants in Government employment should apply in terms of Secretariat Circular No. 30 of 1944.

The scale of salary attached to the post is £440 by £20 to £540 by £20 to £660 on Kenya European Civil Service terms of service. Details of these terms of service, which include contribution to a provident fund, may be obtained from the Secretary, European Civil Service Advisory Board, at the above address. In the event of an officer of the Civil Service who has already been accorded pensionable status being appointed he will retain his pensionable rights and other privileges on an appropriate salary scale.

In general, candidates should not be over 30 years of age and must produce evidence of a good standard of education. A knowledge of cost accounting, import trade value, commercial practice and shipping would be an advantage.

GOVERNMENT NOTICE NO. 934

His Excellency the Acting Governor in Council has approved of the following Bill being introduced into the Legislative Council.

K. W. SIMMONDS,
Acting Clerk to the Legislative Council.

A Bill to Provide for the Marketing of Coffee

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

Short title
and commence-
ment.

1. This Ordinance may be cited as the Coffee (Marketing) Ordinance, 1945, and shall come into operation on such date as the Governor may by notice in the Gazette appoint, and different dates may be appointed for different provisions of this Ordinance.

Interpretation.

2. In this Ordinance, unless the context otherwise requires—
“Board” means the Coffee Marketing Board established under section 3 of this Ordinance;

“coffee” means the fruits or parts thereof of *Coffea arabica* and includes clean coffee and parchment coffee, but shall not include cherry buni, roasted coffee or any species of *Coffea arabica* which is set forth in the Schedule to this Ordinance;

No. 54 of 1934.

“Coffee Board” means the Coffee Board established by section 3 of the Coffee Industry Ordinance, 1934;

No. 54 of 1934.

“coffee dealer”, “coffee commission agent” and “coffee miller” have the meanings respectively assigned to them in the Coffee Industry Ordinance, 1934;

No. 54 of 1934.

“coffee planter” means the owner or his partner, if any, or a director of any company owning a registered coffee plantation in respect of which he holds a current licence issued under the provisions of section 9 of the Coffee Industry Ordinance, 1934, and includes the individual representative of any such owner duly authorized in writing in that behalf by such owner;

No. 54 of 1934.

“Conference” means any meeting of delegates, appointed by coffee planters licensed under the provisions of the Coffee Industry Ordinance, 1934, convened for the purpose of the election of members of the Coffee Board and for the consideration of any other matters affecting the coffee industry;

“Committee” means the Standing Joint Committee established under section 22 of this Ordinance;

“prescribed” means prescribed by Rules made under this Ordinance;

“the Member” means the Member for Agriculture, Animal Husbandry and Natural Resources;

“the pool” means the Coffee Pool established under section 19 of this Ordinance.

Establishment
and constitution
of the Board.

3. (1) There shall be established a Board, to be known as “the Coffee Marketing Board”, which shall consist of—

(a) two members to be appointed by the Governor;

(b) one member to be appointed by the Coffee Board;

(c) six coffee planters to be elected by Conference in the manner prescribed;

Provided that, notwithstanding the provisions of sub-section (2) of this section, the members of the Board referred to in paragraph (c) of this sub-section shall, in the first instance, be the six coffee planters nominated for the purpose by the Conference convened next before the coming into operation of this section, and shall hold office until the Conference convened next after the coming into operation of this section, and at such Conference shall be eligible for election in the manner prescribed.

(2) A candidate for election for membership of the Board under paragraph (c) of sub-section (1) of this section shall lodge with the Board, at least thirty days before the date of the meeting of Conference at which the election is to be held, a nomination paper signed by not less than seven coffee planters; and the Board shall publish a list of candidates at least fourteen days before the date of such meeting in such manner as may be prescribed.

(3) The Board shall elect a Chairman and Vice-Chairman annually.

(4) The following provisions shall apply in respect of the members of the Board referred to in sub-section (1) of this section—

(a) one of the members of the Board appointed under the provisions of paragraphs (a) and (b) of sub-section (1) of this

section shall retire annually, and may be re-appointed by the Governor or by the Coffee Board, as the case may be;

(b) one-third of the members elected under the provisions of paragraph (c) of sub-section (1) of this section shall retire annually, and shall be eligible for re-election by Conference;

(c) the order of retirement shall be by rotation:

Provided that in the case of members whose last appointment to the Board was on the same date, the order of retirement shall be determined by the Board by ballot.

(5) If any member of the Board is incapacitated by illness, absence or other sufficient cause from performing the duties of his office, the Board may appoint some fit person to be a deputy to act for that member during such incapacity, and any deputy shall while he acts as such have all the powers and authority of the member for whom he is acting.

(6) If any member of the Board referred to in paragraph (c) of sub-section (1) of this section absents himself from three consecutive meetings of the Board, the Board may require such member to resign from the Board and he shall be deemed to have resigned accordingly, and the Board may appoint some fit person to act in his place, and such person shall hold office as a member of the Board until the Conference convened next after his appointment, and at such Conference shall be eligible for election in the manner prescribed.

4. (1) The Board shall be a body corporate having perpetual succession and a common seal, and may in their corporate name sue and be sued, and may purchase, hold, manage and dispose of land and other property for the purposes of this Ordinance.

Board to be a corporate body.

(2) The Board may raise or borrow such sums of money for the purposes of this Ordinance as they may in their discretion think fit, and may secure the repayment of or raise any such sums by charge or lien upon any coffee which has been purchased, or which may be purchased, by the Board under the provisions of section 17 of this Ordinance in any one calendar year.

5. (1) The Board shall meet not less than once in every three months.

Meetings of the Board.

(2) At every meeting of the Board four members shall form a quorum.

(3) In the absence of the Chairman from any meeting of the Board the Vice-Chairman shall be chairman of the meeting, and in the absence of the Chairman and the Vice-Chairman a chairman for such meeting shall be chosen by the members present.

(4) The chairman of the meeting shall have a deliberative vote, and in the case of equality of votes, shall also have a casting vote. A decision of the majority of members present and voting at the meeting shall be deemed to be the decision of the Board.

(5) The Chairman of the Board may, in his discretion, at any time convene a special meeting of the Board, and shall, upon receipt of a written request signed by not less than two members of the Board, convene a special meeting of the Board within one week of the date of such written request.

(6) Subject to the provisions of this section, the Board may make Standing Orders for the regulation of the conduct of business and the procedure at their meetings.

6. At the end of every year the Board shall prepare a report of their operations during the year, and such report shall be submitted to Conference and be published in such manner as the Governor may direct.

Annual report.

7. No member of the Board shall be personally liable for any act or default of the Board done or omitted to be done in good faith and without negligence in the course of the operations of the Board.

Liability of members of the Board.

8. The Board may appoint and employ, on such terms and conditions as they may from time to time determine, such officers and servants as they may consider necessary for the proper and efficient administration of the work of the Board.

Employment by the Board of servants.

9. The Board may appoint and employ agents to carry out any of the duties imposed upon them by this Ordinance on such terms and conditions as they may from time to time determine.

Employment by the Board of agents.

10. The Board may, by resolution, delegate any of the powers conferred upon them by this Ordinance to any member, officer or servant of the Board.

Delegation of powers.

11. (1) Subject to the provisions of this Ordinance—

(a) no coffee planter shall export coffee;

Prohibition of export and sale of coffee.

(b) no coffee planter shall sell coffee to any person other than the Board;

(c) no person other than the Board shall purchase coffee from any coffee planter:

Provided that the Board may exempt any person from any of the provisions of this section for such purposes and to such extent as they may think fit.

(2) Any person who contravenes or fails to comply with any of the provisions of this section shall be guilty of an offence, and shall, on conviction by a magistrate of the first or second class, be liable for a first offence to a fine not exceeding one hundred pounds or to imprisonment not exceeding six months, or to both such fine and such imprisonment, and for a second or subsequent offence to a fine not exceeding five hundred pounds or to imprisonment not exceeding twelve months or to both such fine and such imprisonment.

Powers of Board to require coffee to be cured.

12. (1) The Board may from time to time, by order published in the Gazette, require coffee planters to cure any coffee which is in their possession except such quantity as may be specified in the order, or to send such coffee to a coffee miller for curing, and in such order shall specify the time within which such coffee shall be cured or sent to a coffee miller for curing, as the case may be.

(2) Any coffee planter who contravenes or fails to comply with the provisions of any order made under the provisions of this section shall be guilty of an offence.

Statements of coffee cured to be sent to the Board with samples.

13. (1) Every coffee miller to whom any coffee is sent for curing, and every coffee planter who cures any coffee, shall, within forty-eight hours of such coffee being cured, dispatch to the Board—

- (a) a statement in the prescribed form of the coffee so cured; and
- (b) a half-pound sample of each grade of such coffee.

(2) Any person who contravenes or fails to comply with the provisions of this section shall be guilty of an offence.

Classification of samples by the Board.

14. The Board shall classify, in the manner prescribed, all coffee of which a sample has been dispatched to the Board under the provisions of paragraph (b) of sub-section (1) of section 13 of this Ordinance, and shall, within seven days of such classification, serve a notice upon the coffee planter to whom such sample belongs, or his agent, informing him of the class in which such coffee has, been classified.

Applications to the Board for permission to export coffee.

15. (1) Any coffee planter who desires to export any coffee and sell it outside the Colony shall, not later than the date upon which such coffee is cured by him or sent to a coffee miller for curing, as the case may be, give notice to the Board of his intention to make an application for exemption, in respect of such coffee, from the provisions of paragraphs (a) and (b) of sub-section (1) of section 11 of this Ordinance, and may, within fourteen days of the service of the notice provided for by section 14 of this Ordinance, make an application to the Board for such exemption. Every such application shall be made in writing, and shall be delivered personally or sent by registered post, and shall specify the quantity and grade of the coffee which the applicant desires to export, and the place outside the Colony where such coffee will be offered for sale if the application is granted.

(2) Where an application is made under the provisions of sub-section (1) of this section, and the Board are satisfied that the sale of the coffee outside the Colony at the place specified in the application, will not substantially reduce the price which will be paid for coffee which is sold by the Board under the provisions of section 18 of this Ordinance, the Board shall grant the application, and shall, within seven days of receiving the application, serve a notice upon the applicant exempting him from the provisions of paragraphs (a) and (b) of sub-section (1) of section 11 of this Ordinance for the purpose of the export, by him, of the coffee which is the subject of the application and the sale of such coffee at the place specified in such application.

(3) Where the Board refuses an application made under the provisions of sub-section (1) of this section, the Board shall, within seven days of receiving the application, serve a notice upon the applicant informing him that his application has been refused, and such applicant may, within seven days of the date of the service of such notice, appeal in the manner prescribed to the Member, who shall determine whether such application shall be granted or refused and forthwith notify, in writing, the applicant and the Board of his decision. Any determination by the Member under the provisions of this sub-section shall be final and conclusive, and shall not be liable to appeal or to be questioned by any proceedings in any court.

(4) Where the Member determines under the provisions of sub-section (3) of this section—

(a) to refuse such application, the coffee which is the subject of the application shall thereupon be delivered to the Board in accordance with the provisions of section 17 of this Ordinance;

(b) to grant such application, the Board shall thereupon serve a notice of exemption upon the applicant in accordance with the provisions of sub-section (2) of this section.

(5) Where an application, made under the provisions of sub-section (1) of this section, has been granted, the Board may, when they have ascertained the amount which the coffee planter, who was the applicant, would have received from the pool in respect of the coffee, which was the subject of the application, if such coffee had been purchased by the Board under the provisions of section 17 of this Ordinance, require such coffee planter to pay to the pool a sum not exceeding five per centum of such amount or a sum of five pounds in respect of every ton of such coffee, whichever is the less, and such coffee planter shall pay such sum to the Board, who shall pay it to the pool:

Provided that if any moneys are due to the coffee planter in respect of the sale to the Board of any other coffee, the Board may deduct from such moneys any sum due from the coffee planter to the pool under the provisions of this sub-section.

16. (1) Notices which are required to be served on any person under the provisions of sections 14 or 15 of this Ordinance shall be served on such person, or his agent, either personally or by being sent by registered post to his last known place of business or private address.

Service of notices.

(2) Where a notice is served by registered post it shall be deemed to have been served not later than the seventh day succeeding the day on which the notice would have been received in the ordinary course by post, and in proving the service of such notice it shall be sufficient to prove that the envelope containing the notice was properly addressed and posted.

17. Subject to the provisions of this Ordinance, the Board shall purchase all coffee, which has been classified under the provisions of section 14 of this Ordinance, on terms which shall be fixed by the Board from time to time, and such coffee shall be delivered to the Board in the manner prescribed.

Board to purchase all coffee sampled.

18. (1) Subject to the provisions of this section, the Board may sell, in the Colony or outside it, any coffee which has been purchased by the Board under the provisions of this Ordinance.

Power of the Board to sell coffee.

(2) All coffee offered for sale by the Board shall be offered for sale by public auction in Nairobi, and such sale shall be subject to the rules and regulations, relating to conditions of trading in coffee on the Nairobi market, of the Mild Coffee Trade Association of Eastern Africa, and the Board may place a reserve price on any coffee so offered for sale and shall have the right to bid for and purchase any such coffee:

Provided that this sub-section shall not apply to any coffee which—

(a) the Board offers for sale, and sells, in the United Kingdom;

(b) has, in the first instance, been offered for sale by public auction in Nairobi under the provisions of this sub-section.

(3) The Board shall employ agents for the sale of all coffee other than coffee which has, in the first instance, been offered for sale by public auction in Nairobi under the provisions of sub-section (2) of this section.

(4) Where the Board employs agents for the sale of coffee under the provisions of sub-section (3) of this section, the Board shall pay due regard to the claim of any agent carrying on business in the Colony to be so employed, and the Board shall not be permitted to employ a sole agent to sell coffee under the provisions of this section except upon a resolution passed by the Legislative Council of the Colony.

19. (1) There shall be established a pool, to be known as the "Coffee Pool" which shall consist of all moneys derived from—

Coffee Pool.

(a) the sale of coffee by the Board;

(b) payments made under the provisions of sub-section (5) of section 15 of this Ordinance;

(c) any other source of which the Governor in Council may approve.

(2) The Board shall apply the moneys in the pool to all or any of the following purposes—

- (a) the remuneration of the officers, servants or agents employed by the Board;
- (b) the payment of such remuneration to individual members of the Board as may be approved by the Governor in Council; 5
- (c) the payment of travelling and out-of-pocket expenses of individual members of the Board at rates to be approved by the Governor in Council;
- (d) the payment of insurance, transport, storage, brokerage, commission and any other charges incurred in carrying out the provisions of this Ordinance; 10
- (e) payments for coffee purchased by the Board;
- (f) any other purpose of which the Governor in Council may approve. 15

Audit and publication of accounts.

20. The accounts of the Board shall be audited not less than once in every year by an auditor to be approved by the Governor, and, as soon as may be after the close of each financial year, and after audit, shall be published in such manner as the Governor may direct.

Marketing of coffee grown outside the Colony.

21. The Board may, in their discretion, purchase and sell any coffee which has been produced in the Colony, the Tanganyika Territory, the Protectorate of Uganda or the Belgian Congo, and for that purpose may make such contracts as they may think fit. 20

Establishment and constitution of the Committee.

22. (1) There shall be established a committee, to be known as the Standing Joint Committee, which shall consist of— 25

- (a) a chairman, to be appointed by the Governor;
- (b) three members elected by the Board;
- (c) three members elected by the Mild Coffee Trade Association of Eastern Africa.

(2) The function of the Committee shall be to consider all rules and regulations, relating to conditions of trading in coffee on the Nairobi market, of the Mild Coffee Trade Association of Eastern Africa. 30

(3) The members of the Committee referred to in paragraphs (b) and (c) of sub-section (1) of this section shall be elected in the manner prescribed, and shall hold office for a period of one year and shall be eligible for re-election. 35

(4) If the Chairman of the Committee is incapacitated by illness, absence or other sufficient cause from performing the duties of his office the Governor shall appoint some fit person to be a deputy to act for him during such incapacity, and any deputy shall, while he acts as such, have all the powers and authority of the Chairman of the Committee. 40

(5) If any member of the Committee other than the Chairman of the Committee is incapacitated by illness, absence or other sufficient cause from performing the duties of his office, the Chairman of the Committee may appoint some fit person to be a deputy to act for that member during such incapacity, and any deputy shall, while he acts as such, have all the powers and authority of the member for whom he is acting. 50

(6) The Chairman of the Committee may at any time convene a meeting of the Committee, and shall, upon receipt of a written request signed by not less than two members of the Committee, convene a meeting of the Committee within one week of the date of such written request. 55

(7) The Chairman of the Committee shall have no deliberative vote, but shall have a casting vote which shall only be exercised in the event of the votes of the other members of the Committee being equal. A decision of the majority of members present and voting at the meeting shall be deemed to be the decision of the Committee. 60

(8) At every meeting of the Committee five members shall form a quorum:

Provided that no meeting shall take place in the absence of the Chairman of the Committee or of a deputy appointed to act in his place under the provisions of sub-section (4) of this section. 65

(9) Subject to the provisions of this section the Committee may make Standing Orders for the regulation of the conduct of business and the procedure at their meetings.

Establishment and constitution of the Advisory Panel.

23. (1) There shall be established a panel, to be known as the Advisory Panel, which shall consist of— 70

- (a) three coffee dealers;
- (b) two coffee commission agents;
- (c) one coffee miller.

(2) The members of the Advisory Panel shall be elected by the Mild Coffee Trade Association of Eastern Africa in the manner prescribed, and two members shall retire in every year, and shall be eligible for re-election. The order of retirement shall be by rotation:

5 Provided that in the case of members whose appointment to the Advisory Panel was on the same date, the order of their retirement shall be determined by the Advisory Panel by ballot.

(3) The function of the Advisory Panel shall be to advise the Board on any matter relating to the sale of coffee by the Board, and
10 the Advisory Panel shall attend any meeting of the Board when required to do so by the Chairman of the Board.

(4) The Chairman of the Board shall cause every member of the Advisory Panel to be notified of every meeting of the Board, at which the attendance of the Advisory Panel is required under the provisions
15 of sub-section (3) of this section within a reasonable time before the date of such meeting.

(5) The Chairman of the Board shall, upon receipt of a written request signed by not less than two members of the Advisory Panel, convene a special meeting of the Board within a reasonable time of the
20 date of such written request, for the purpose of hearing the advice of the Advisory Panel.

(6) If any member of the Advisory Panel is incapacitated by illness, absence or other sufficient cause from performing his duties as a member of the Advisory Panel, the Chairman of the Mild Coffee
25 Trade Association of Eastern Africa may appoint some fit person to act in his place during such incapacity, and such person shall have all the authority of the member of the Advisory Panel for whom he is so acting.

24. The Member may, upon the advice of the Board, make
30 Rules for all or any of the following matters— Powers of the Member to make Rules.

- (a) controlling and regulating the purchase and sale of coffee by the Board;
- (b) providing for and regulating deliveries of coffee to the Board;
- (c) prescribing the manner of electing the members of the Board
35 referred to in paragraph (c) of sub-section (1) of section 3 of this Ordinance;
- (d) prescribing the manner in which the list of candidates for election to the Board under paragraph (c) of sub-section (1) of section 3 of this Ordinance shall be published;
- (e) prescribing the services which the Board may render to coffee
40 planters for payment, and the charges to be made therefor;
- (f) providing for the submission of returns to the Board relating to the acreages of coffee which are under cultivation, and the quantities of coffee available for sale to the Board;
- (g) prescribing the manner of electing members of the Committee;
- (h) prescribing the manner of electing the members of the Advisory
45 Panel;
- (i) prescribing the manner in which appeals to the Member under sub-section (3) of section 15 of this Ordinance may be made;
- (j) providing for the classification of coffee for the purposes of
50 this Ordinance;
- (k) prescribing the forms of statements to be dispatched to the Board under the provisions of paragraph (a) of sub-section (1) of section 13 of this Ordinance;
- (l) generally for the better carrying out of the provisions of this
55 Ordinance.

25. Any person who is guilty of an offence under this Ordinance, or who contravenes or fails to comply with any Rules made under this Ordinance, shall, where no other penalty is expressly provided,
60 be liable, on conviction by a magistrate of the first or second class, for a first offence to a fine not exceeding fifty pounds, and for a second or subsequent offence to a fine not exceeding one hundred pounds or to imprisonment for a period not exceeding three months, or to both such fine and such imprisonment.

26. Nothing in this Ordinance contained shall prevent any coffee
65 planter from employing any person holding a licence under section 4A of the Coffee Industry Ordinance, 1934, as his agent for any purpose, not inconsistent with the provisions of this Ordinance, for which such person is so licensed. Saving. No. 54 of 1934.

27. This Ordinance shall continue in force until the 30th day of
70 June, 1949, and shall then expire. Duration of Ordinance.

SCHEDULE

(Section 2)

Uganda Native F.A.Q.
Uganda Plantation F.A.Q.
Uganda U.G.
Uganda Triages.
Bukoba Native G.A.Q., F.A.Q., U.G. and Triage.
Bukoba Plantation G.A.Q., F.A.Q., U.G. and Triage.

MEMORANDUM OF OBJECTS AND REASONS

The object of this Bill is to provide a central organization for the marketing of mild coffee (*Coffea arabica*).

Clause 3 seeks to establish a Coffee Marketing Board, consisting of nine members, six of whom will be elected by delegates of licensed coffee planters. By Clause 4 the Board will be a corporate body with power to purchase, hold, manage and dispose of land and other property.

Clause 9 seeks to empower the Board to employ agents to carry out any of the duties imposed upon them by the measure and to fix their remuneration.

Clause 11 seeks to prohibit any coffee planter from exporting coffee, or from selling coffee except to the Board, and to give the Board the sole right to purchase coffee from coffee planters. The proviso to sub-clause (1) of the Clause gives the Board power to grant any person exemption from the provisions of the Clause, for such purposes and to such extent as the Board may think fit.

Clause 12 empowers the Board to order coffee to be cured within a specified time; by Clause 13 the person who cures such coffee is required to send to the Board a half-pound sample of each grade of coffee within forty-eight hours of its having been cured. By Clause 14 the Board is required to classify the coffee, of which a sample has been received, and to serve a notice of classification on the planter to whom it belongs.

Clause 15 seeks to enable coffee planters, who wish to export their coffee, to make application to the Board for exemption from the provisions of Clause 11, and provides machinery for dealing with such applications and for appeals where such applications are refused.

By Clause 17 the Board is required to purchase all coffee which they have classified on terms which may be fixed by the Board from time to time, and Clause 24 enables the Member for Agriculture, Animal Husbandry and Natural Resources to make Rules, upon the advice of the Board, providing, *inter alia*, for the classification of coffee by the Board.

Clause 18 sets out the conditions under which the Board may sell coffee which they have purchased under the provisions of Clause 17.

Clause 19 seeks to establish a "Coffee Pool", which will consist of all moneys derived from the sale of coffee by the Board. Sub-clause (2) of the Clause provides that payments to coffee planters for coffee sold to the Board shall be made from the pool, and the sub-clause sets out the other purposes to which the moneys in the pool may be applied.

Clause 21 seeks to empower the Board to purchase and sell coffee which has been grown in the Colony, the Tanganyika Territory, the Protectorate of Uganda or the Belgian Congo, and for that purpose to make such contracts as they think fit.

Clause 22 seeks to establish a Standing Joint Committee consisting of three members elected by the Board, three members elected by the Mild Coffee Trade Association of Eastern Africa and an independent Chairman to be appointed by the Governor. Sub-clause (7) of the Clause provides that the Chairman shall only have a casting vote and restricts the use of such vote to cases where the votes of the other members are equal. The function of the Standing Joint Committee will be to consider all rules and regulations, relating to conditions of trading in coffee on the Nairobi market, of the Mild Coffee Trade Association of Eastern Africa.

Clause 23 seeks to set up an Advisory Panel of the trade whose function it will be to advise the Board on any matter relating to the sale of coffee by the Board.

Clause 27 limits the life of the measure to the 30th day of June, 1949.

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

Nairobi, 10th November, 1945.

S. W. P. FOSTER SUTTON,
Attorney General.

GOVERNMENT NOTICE No. 935

His Excellency the Acting Governor in Council has approved of the following Bill being introduced into the Legislative Council.

K. W. SIMMONDS,
Acting Clerk to the Legislative Council.

A Bill to Amend the Income Tax Ordinance, 1940

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 Income Tax (Amendment) Ordinance, 1945, and shall be read as one with the Income Tax Ordinance, 1940, hereinafter referred to as the principal Ordinance. Short title.
No. 11 of 1940.
2. Section 7 of the principal Ordinance is hereby amended by inserting therein, immediately after sub-section (5) thereof, the following new sub-section:— Amendment of section 7 of the principal Ordinance.

“(6) The provisions of the Schedule to this Ordinance shall have effect where persons, income or property are or is affected by the law relating to trading with the enemy.”
3. Notwithstanding the repeal and replacement of section 21 of the principal Ordinance which was effected by the Income Tax (Amendment) Ordinance, 1943, the provisions of the said section as they existed immediately prior to such repeal shall continue to be operative as from the date of such repeal in so far as such provisions relate to profits made prior to the 1st January, 1943. Saving of section 21 as respects profits made prior to 1st January, 1943.
Ord. 24 of 1943.
4. Section 24 of the principal Ordinance is hereby amended by deleting therefrom the second proviso to paragraph (c) of sub-section (1) thereof and by substituting therefor the following:— Amendment of section 24 of the principal Ordinance.

“Provided further that where two or more persons, whether liable to tax under this Ordinance or not, or whether resident in the Colony or not, jointly maintained any such person as aforesaid, the deduction to be allowed under this paragraph shall be such an amount as bears the same proportion to sixty pounds as the amount or value contributed by the individual claiming the deduction bears to the total amount or value contributed to the maintenance of that person.”
5. Section 32 of the principal Ordinance is hereby amended as follows— Amendment of section 32 of the principal Ordinance.
 - (a) by substituting a colon for the full stop which appears at the end of sub-section (1) thereof and by adding thereto, immediately after such colon, the following proviso:—

“Provided that where in the case of an individual but for this proviso the amount of tax payable under this Ordinance on any such part of his income after allowance of any relief as aforesaid, when added to the net United Kingdom tax in respect of the same part of his income, would exceed the gross tax or the gross United Kingdom tax in respect of that part of his income respectively, whichever is the greater, the Commissioner may, if he is satisfied that special hardship would otherwise be caused, grant such additional relief as he may think fit up to the amount of such excess.”;
 - (b) by inserting therein between the word “tax” and the word “in” which appear in the fourth line of sub-section (2) thereof, the words “or the gross or the net United Kingdom tax”;
 - (c) by repealing sub-section (3) thereof and substituting therefor the following:—

“(3) For the purposes of this section, the expression—

‘rate of tax’, when applied to tax paid or payable under this Ordinance, means the rate determined by dividing the amount of the tax paid or payable for the year (before the deduction of any relief granted under this section) by the amount of the income in respect of which the tax paid or payable under this Ordinance has been charged for that year, except that where the income which is the subject of a claim to relief under this section is computed by reference to the provisions of this Ordinance on an amount other than the ascertained amount of the actual profits, the rate of tax shall be determined by the Commissioner;

‘gross tax’ means the amount of tax which, but for the provisions of this section, would be payable under this Ordinance;

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‘gross United Kingdom tax’ means the amount of income tax which, but for such relief as is granted by section 27 of the Finance Act, 1920, would be payable in the United Kingdom;

‘net United Kingdom tax’ means the amount of income tax which, after allowance of such relief as is granted by section 27 of the Finance Act, 1920, is payable in the United Kingdom”.

Date of applica-
tion of sections
4 and 5 of this
Ordinance.

6. (1) The provisions of section 4 of this Ordinance shall apply to all assessments in respect of the year of assessment commencing on the 1st day of January, 1945, and each subsequent year of assessment. 15

(2) The provisions of section 5 of this Ordinance shall apply to all assessments in respect of the year of assessment commencing on the 1st day of January, 1940, and each subsequent year of assessment.

Schedule.

7. The following Schedule is hereby added to the principal Ordinance:— 20

“SCHEDULE

ENEMY PROPERTY

Tax on income
payable to
custodian.

1. Where any income which, but for the operation of the law relating to trading with the enemy, would have been included in the total income of any person for any year of assessment becomes payable to a Custodian, that income shall be deemed to be the income of that person and the same assessments to tax may, without any notice to make a return being served on that person, be made on the Custodian in respect of that income as might have been made on that person if it had been his income and it had been included in his total income for that year. 25 30

Claims for relief
from tax by
custodian.

2. Where an assessment is made on a custodian under paragraph 1 of this Schedule in respect of any income, or any income which is paid subject to deduction of tax is received by a custodian, and, in either case, it is shown to the satisfaction of the Commissioner that, but for the operation of the law relating to trading with the enemy, the person who, but for the operation of that law, would have been assessable to, or would have borne, the tax on that income, would, if a claim were made in that behalf, have been granted relief from all or any of the tax, the same relief shall be granted to the custodian by repayment or otherwise. 35 40

Assessments
may be raised
on certain
individuals.

3. Where, in the case of any individual who, but for the operation of the law relating to trading with the enemy, would be entitled to any income which is payable to a custodian, the Commissioner, on any information before him, is of the opinion that any income (not being income to which the preceding paragraphs of this Schedule apply) would, if notice to make a return were served on that individual, fall to be included in that individual’s total income he may, without any notice to make a return being served or any notice of assessment, make an assessment to tax upon that individual in respect of that income. 45 50

Payment of tax
by custodian.

4. A custodian shall, save as expressly provided in this Schedule, pay or cause to be paid out of money in his hands to which some other person would be entitled but for the operation of the law relating to trading with the enemy, any tax assessed on a custodian by virtue of paragraph 1 of this Schedule, which, but for the operation of that law, would have been chargeable on or borne by that other person. 55

5. (1) A custodian shall, on demand of the Commissioner, pay or cause to be paid, out of money in his hands to which some other person would be entitled but for the operation of the law relating to trading with the enemy, any tax stated in the demand to be due from that person, for whatever year of assessment. 60

(2) Any sum paid by a custodian in pursuance of such demand shall be deemed for the purpose of this Ordinance to have been paid by the person who is stated in the demand to be the person from whom it is due. 65

(3) A sum may be included in any such demand as aforesaid notwithstanding that the relevant assessment is, or is still capable of being, the subject of an appeal. 70

Effect of release
of property or
income by
custodian.

6. Where a custodian releases to or for the benefit of, or to the personal representatives of, any person everything in the custodian’s hands to which that person or his personal representatives, as the case

may be would, but for the operation of the law relating to trading with the enemy, be entitled—

- 5 (a) any income which, but for the operation of that law, would have belonged to that person or to some person under whom he claims, shall thereafter be treated for all the purposes of this Ordinance as having been income of the person whose income it would have been for those purposes but for the operation of the said law;
- 10 (b) all tax paid by deduction or otherwise by a custodian in respect of any such income shall thereafter be treated as having been paid by, and all reliefs allowed to a custodian in respect of any such income shall thereafter be treated as having been allowed to, the last-mentioned person; and
- 15 (c) appeals may thereafter be brought by the last-mentioned person or his personal representatives against any assessment made on a custodian in respect of any such income as if the assessment had been made on him.

7. Where an assessment is made under any of the preceding provisions of this Schedule on a custodian and, whether before or after the making of the assessment, the income or any part thereof is paid, transferred or released, or permitted to be paid or transferred, to any other person by the custodian, so much, if any of the tax payable by virtue of the assessment as cannot, under the preceding provisions of this Schedule, be paid by the custodian shall be a debt due to the

Payment of tax where income transferred or released by custodian.

25 Crown—

- (a) in a case to which the last preceding paragraph applies, from the person whose income it is, under that paragraph, treated as having been, or his personal representatives; and
 - 30 (b) in any other case, from the person to whom the income is so paid, transferred or released,
- and may be recovered accordingly, and the custodian shall cease to be liable in respect of the tax.

8. Notwithstanding anything in this Ordinance limiting the time for making assessments, assessments may be made under paragraphs 35 1 and 3 of this Schedule at any time before such date as the Governor in Council may hereafter determine, and any appeal against any such assessment, and any claim made either by a custodian or by virtue of paragraph 6 of this Schedule to relief from tax may, notwithstanding anything in this Ordinance restricting the time for bringing 40 appeals or making claims for relief, be brought or made at any time before the said date.

Relaxation of time limits.

9. For the purposes of paragraphs 1 to 3 of this Schedule it shall, except so far as the contrary is proved, be assumed that nothing has occurred since the third day of September, nineteen 45 hundred and thirty-nine, to change the persons who, but for the operation of the law relating to trading with the enemy, would be entitled to any money or property, or to income therefrom, and any assessment under paragraph 1 of this Schedule shall specify the person who has been taken to be the person who, but for the 50 operation of the said law, would have been entitled to the relevant income.

Persons deemed to be entitled to income.

10. Where income from any source for any year would become payable to a custodian but for the fact that no income from that source is available for payment in that year, but, apart from the 55 operation of the law relating to trading with the enemy, tax would nevertheless be chargeable in respect of such income, the provisions of this Schedule shall have effect as if income from that source had been available for payment in that year and become payable to the custodian.

Tax to be charged on accrued income.

60 11. This Schedule shall have effect with respect to tax for the year of assessment commencing on the 1st day of January, 1940, and subsequent years of assessment, and, to the extent expressly provided by paragraph 5 of this Schedule, with respect also to tax for previous years of assessment.

Years to which this Schedule applies.

65 12. In this Schedule the expression—

‘the law relating to trading with the enemy’ means the Trading with the Enemy Ordinance, 1939;

‘custodian’ means a custodian of enemy property appointed under section 9 of the said Ordinance;

7 ‘property’ has the meaning assigned to it in section 9 of the said Ordinance;

No. 21 of 1939.

and any reference in the Schedule to any money, property or income received by or in the hands of a custodian shall be construed as including a reference to money, property or income held to the order of a custodian.”

MEMORANDUM OF OBJECTS AND REASONS

This Bill seeks to amend the Income Tax Ordinance, 1940, in four respects:—

- (a) To provide legislation to enable income from property in the hands of the Custodian of Enemy Property to be assessed and charged with income tax;
- (b) to ensure the continued operation of section 21 of the principal Ordinance in regard to trading profits made prior to 1st January, 1943;
- (c) to remedy a defect in the existing law under which a deduction is allowed in respect of the maintenance of a dependent relative;
- (d) to allow further relief in respect of income which is liable to income tax both in East Africa and in the United Kingdom.

Clause 2 and the Schedule seek to deal with the taxation position resulting from the operation of the trading with the enemy legislation. Under that legislation income and property belonging to enemies and in some cases to enemy subjects, are placed under the control of the Custodian of Enemy Property. While the income or property is under the Custodian's control the enemy or enemy subject has no beneficial ownership in it; the beneficial ownership is in statutory suspense. This follows from the United Kingdom Court's decision in *In re Munster* (1920) 1. Ch. 268, which was concerned with the trading with the enemy legislation of the last war but is held to be applicable also to similar legislation of the present war.

Since the beneficial ownership of the enemy or enemy subject concerned is temporarily in suspense there is legally no power to charge, collect or repay the tax on income accruing to the enemy's or enemy subject's account which would be chargeable, collectable or repayable if his beneficial ownership had continued and which ought to be charged, collected or repaid before the income is restored to him, or otherwise dealt with under Peace Treaty arrangements. The new clause and the Schedule will enable the Income Tax Department to proceed now with the assessment, collection and repayment of tax as cases arise.

Paragraph 1 of the Schedule enables the same assessments to income tax to be made on the Custodian in respect of income payable to him on account of an enemy or enemy subject as might have been made if the enemy or enemy subject had continued to be entitled to the income and it had not come under the Custodian's control.

Paragraph 2 enables the same deductions to be granted either from a direct assessment to income tax made on the Custodian or by way of repayment to him of tax deducted from income received by him as would have been granted to the enemy or enemy subject if he had continued to be entitled to the income.

Paragraph 3 deals with a special point connected with tax chargeable on income which arose to an enemy or enemy subject before he became an enemy or enemy subject and before his income and property came under the control of the Custodian. Under the existing law it is a condition precedent to the making of an assessment that a notice to make a return shall be served on the individual to be charged. In some cases, especially those of individuals resident in enemy or enemy-occupied territory, it is clearly impossible to comply with this condition so that no valid assessment can be made. The paragraph will apply particularly as regards income from the 1st January, 1939, up to the outbreak of war. Income tax is charged on the income of the preceding year so that notices to make a return of the income for 1939 would normally have been served early in 1940 by which time many enemies or enemy subjects had left East Africa although any income accruing to them will have been taken over by the Custodian of Enemy Property. The paragraph will enable the income from the 1st January, 1939, to be assessed and charged on the Custodian. It is to be noted that should there be some error in the amount of the assessment made in the absence of the enemy or enemy subject he will still be entitled to make an appeal under paragraph 8.

Paragraph 4 requires the Custodian to pay or cause to be paid, out of moneys he holds in respect of any particular enemy or enemy subject, any tax charged upon him under paragraph 1 which would have been charged upon the enemy or enemy subject if he had continued to be entitled to the income.

Paragraph 5 requires the Custodian on demand by the Commissioner of Income Tax to pay out of moneys held in respect of any particular enemy or enemy subject any income tax due from that enemy or enemy subject. This will cover both the tax which fell due before the person by whom it was payable became an enemy or before an enemy subject's property came under the control of a Custodian

but which had not been paid at that date and tax assessed by virtue of paragraph 3. Sub-paragraph (3) requires the Custodian to pay tax even though the relevant assessment is still under appeal or is capable of being appealed against. In such a case it will, of course, be open to the enemy to pursue his appeal after he ceases to be an enemy, or in the case of an enemy subject after his property is released by the Custodian.

Paragraph 6. In certain cases the Custodian has released to an enemy or enemy subject, or his personal representative, all the funds held in respect of the enemy or enemy subject and has ceased to exercise any control over his affairs. This paragraph provides in such a case that any income released shall be treated as income of the enemy or enemy subject; that the assessments made on the Custodian in respect of the income shall be regarded as having been made on the enemy or enemy subject himself; that the tax paid by the Custodian shall be treated as having been paid by the enemy or enemy subject and that any appeals may be brought by the enemy or enemy subject or his personal representative in the same way as if the assessments had been made on him.

Paragraph 7. It may happen that when an assessment is made on the Custodian he has already released to the enemy or enemy subject, or to some other person, the whole or part of the income which is the subject of the assessment. This paragraph provides that in such a case so much of the tax as cannot be paid by the Custodian out of moneys in his hands may be recovered from the person to whom the income was released.

Paragraph 8. Assessments to Income Tax and claims for repayment have to be made within six years from the end of the year of assessment to which they relate. The enemy or enemy subject to whom the income is released by the Custodian is given, after the release, a right of appeal against assessments made upon the Custodian and a right to claim repayment. The time limit is extended until such time as the Governor in Council may ultimately decide. The date will depend upon when the war ends. There is a similar extension of time for the making of assessments so that if at some later date information becomes available of income which ought to have been charged the necessary assessments can be made irrespective of the time limit.

Paragraph 9. The broad effect of paragraphs 1 and 2 is that assessments to tax may be made and relief given as though the income had belonged to the person who would have had it but for the trading with the enemy legislation. There will be cases in which such a person can be identified at one point of time but there is no subsequent knowledge of him. Once the person has been identified paragraph 9 enables the Revenue to assume, unless there is any evidence to the contrary, that that person continues to be the person who would be entitled to the income and make assessments accordingly.

Paragraph 10. Paragraph 1 authorizes the raising of assessments where income is payable to a Custodian. There will, however, be cases where in a particular year income will accrue for tax purposes but not as cash income payable to a Custodian. Profits may be locked up in stock or used for capital expenditure. The paragraph provides that the fact that in any year no income is payable to the Custodian merely because no cash was available shall not affect the right to charge income tax for that year. This places the enemy or enemy subject on the same basis as other persons.

Paragraph 11. The Trading with the Enemy Ordinance has been in force since September, 1939, and it is accordingly necessary to give retroactive effect to the Schedule to enable assessments to be made on a Custodian and repayment made to him with effect from the 1st January, 1940. Provision is also made for the collection of any tax assessed for earlier years and which had not been paid by the enemy or enemy subject concerned at the time his property was taken over by a Custodian.

Paragraph 12 contains the necessary definitions and covers cases where money is payable to a Custodian, but the Custodian agrees to leave it with a bank or trustee.

Clause 3 of the Bill seeks to remove any doubts that section 21 of the principal Ordinance, which was repealed by the Income Tax (Amendment) Ordinance, 1943, shall still continue to operate as regards profits made prior to the 1st January, 1943. The repealed section has already been applied in determining liabilities prior to the date of the 1943 amending Ordinances and it is essential that it should apply to any other liabilities which have not yet been determined.

Clause 4 seeks to remedy the defect in section 24 (1) (c) of the principal Ordinance revealed by a decision of the High Court of Tanganyika. The construction adopted by the Court was to the effect that where two persons contribute towards the maintenance of a dependent relative, the deduction of £60 could not be apportioned between them unless they were both in Tanganyika. The new proviso makes it clear that the deduction must be apportioned in all cases where the taxpayer is not bearing the full cost of maintenance.

Clause 5 seeks to enable further relief to be given in respect of income upon which tax has been paid both in the United Kingdom and in East Africa. Section 32 of the principal Ordinance grants relief in accordance with the scheme generally adopted throughout the British Empire under which relief is given by reference to the rate of tax payable in each country with the object of eliminating the lower of the two taxes. In practice it has been found that in certain circumstances, especially where the income is earned, the relief so granted is not sufficient to achieve this object. The new proviso which it is proposed to add to section 32 (1) will enable further relief to be given so that the total tax paid on income which has been doubly taxed shall not exceed the higher of the two taxes.

Clause 6 would provide for the amendment in respect of the deduction for a dependent relative to take effect as from the 1st January, 1945, and for the additional relief from double taxation to apply retroactively as from the 1st January, 1940.

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

Nairobi, 12th November, 1945.

S. W. P. FOSTER SUTTON,
Attorney General.

GOVERNMENT NOTICE No. 936

VACANCY—INSPECTOR OF LICENCES AND TAXES,
INLAND REVENUE DEPARTMENT

APPLICATIONS are invited for a post of Inspector of Licences and Taxes in the Inland Revenue Department and should be submitted to the Secretary, European Civil Service Advisory Board, P.O. Box 621, Nairobi, to reach him not later than 15th of December, 1945. Applicants in Government employment should apply in terms of Secretariat Circular No. 30 of 1944.

The scale of salary attached to the post is £440 by £20 to £540 by £20 to £660 on Kenya European Civil Service terms of service. Details of these terms of service, which include contribution to a provident fund, may be obtained from the Secretary, European Civil Service Advisory Board, at the above address. In the event of an officer of the Civil Service who has already been accorded pensionable status being appointed he will retain his pensionable rights and other privileges on an appropriate salary scale.

The successful candidate would be required to undertake inspection of traders' premises throughout the Colony and Protectorate and must possess initiative, tact and sense of responsibility when dealing with the public. He would be responsible for taking proceedings in Court and seeing that all licences due under a considerable number of Revenue Ordinances are duly collected. A good knowledge of Swahili is also essential.

GOVERNMENT NOTICE No. 937

EXECUTIVE COUNCIL
MEMBERS

IT IS notified for general information, with reference to Government Notice No. 815 of the 22nd of September, 1945, that His Majesty the King has been pleased to confirm the provisional appointment of—

THE HON. SHAMSUD-DEEN

and to give instructions for his definitive appointment for a period conterminous with the life of the present Legislative Council.

E. R. E. SURRIDGE,
Nairobi, 6th November, 1945. *Acting Chief Secretary.*

GOVERNMENT NOTICE No. 938

(Pr. C. 7)

PRICE CONTROL—APPOINTMENT

IN EXERCISE of the powers conferred upon him by Regulation 3 of the Defence (Control of Prices) Regulations, 1945, His Excellency the Acting Governor has been pleased to appoint—

MR. T. THOMPSON

to be a Deputy Price Controller for the Coast Province for the period 12th to 30th November, 1945, inclusive.

Nairobi, 7th November, 1945. J. F. G. TROUGHTON,
for Acting Chief Secretary.

GOVERNMENT NOTICE No. 939

(Adm. 21/5/9/2/1)

THE INTERPRETATION AND GENERAL CLAUSES
ORDINANCE

IN EXERCISE of the powers conferred upon the Governor in Council by the Interpretation and General Clauses Ordinance (Chapter 1 of the Revised Edition), and all other powers thereunto enabling him, His Excellency the Acting Governor in Council has been pleased to amend Government Notice No. 153 of the 7th day of February, 1941, as amended by Government Notice No. 314 of the 28th day of March, 1941, by deleting therefrom the names of—

Captain D. Seymour Jones, J.P.,
D. F. Smith, Esq.,
R. Richardson, Esq.,
T. Allfree, Esq.,
E. R. Kerrison, Esq.

By Command of His Excellency the Acting Governor in Council.

Nairobi,
1st November, 1945.

J. L. H. WEBSTER,
Clerk to the Executive Council.

GOVERNMENT NOTICE No. 940

THE KENYA NAVAL VOLUNTEER ORDINANCE
COMMISSIONS

IN EXERCISE of the powers conferred upon him by section 7 of the Kenya Naval Volunteer Ordinance, 1940, His Excellency the Acting Governor has been pleased to promote—

LIEUTENANT H. F. C. WILKINSON

to be an Acting Lieutenant-Commander with effect from the 1st of November, 1945.

Nairobi,
8th November, 1945.

E. R. E. SURRIDGE,
Acting Chief Secretary.

GOVERNMENT NOTICE No. 941

THE TROUT PROTECTION ORDINANCE
Trout-fishing on the Thika River

IN EXERCISE of the powers thereunto enabling me, I hereby declare:—

That a portion of the river 330 yards in length lying between two notice-boards (the first at a bridge 12½ furlongs up-stream from the fishing camp, the second 330 yards up-stream from the first) is closed for the purpose of trout-fishing.

Nairobi,
8th November, 1945.

A. T. A. RITCHIE,
Game Warden.

GOVERNMENT NOTICE No. 942

(Min. 26/13/4/1)

THE MINING ORDINANCE
PROSPECTING AND MINING AREA

IN EXERCISE of the powers conferred upon him by section 17 of the Mining Ordinance, 1940, His Excellency the Acting Governor has been pleased to declare that the areas mentioned in the Schedule hereto shall be reopened with effect from the 21st day of November, 1945, to prospecting and mining, and that such areas shall be prospected and mined in accordance with the provisions of the Mining Ordinance, 1940, and the Mining Regulations, 1940: Provided that such reopening shall not affect any prospecting or mineral rights granted before and existing at such date in respect of the said areas or any portion thereof.

Government Notices No. 849 of the 9th day of October, 1943; No. 1013 of the 2nd day of December, 1943; No. 500 of the 27th day of May, 1943; and No. 387 of the 16th day of April, 1943, are hereby cancelled with effect from the 21st day of November, 1945.

By Command of His Excellency the Acting Governor.

Nairobi,

10th November, 1945.

E. R. E. SURRIDGE,

Acting Chief Secretary.

SCHEDULE

(1) An area of (approximately) 640 square miles situated in the North Kavirondo District of the Nyanza Province, and more particularly described in the Schedule to Government Notice No. 849 of the 9th day of October, 1943.

(2) An area of (approximately) 168 square miles situated in the Central Kavirondo District of the Nyanza Province, and more particularly described in the Schedule to Government Notice No. 1013 of the 2nd day of December, 1943.

(3) Two areas of (approximately) 2.1 square miles and 0.8 square miles respectively, situated in the North Kavirondo District of the Nyanza Province, and more particularly described in the Schedule to Government Notice No. 500 of the 27th day of May, 1943.

(4) An area of (approximately) 60 square miles situated in the South Kavirondo District of the Nyanza Province, and more particularly described in the Schedule to Government Notice No. 387 of the 16th day of April, 1943.

GENERAL NOTICE No. 1698

NAIROBI DISTRICT COUNCIL
THE SHOPS IN RURAL AREAS ORDINANCE
(No. XX of 1933)

AND

THE SHOPS IN RURAL AREAS (AMENDMENT)
ORDINANCE, 1938

ANY PERSON within the area of jurisdiction of the Nairobi District Council, to whom a licence has been issued under the provisions of the above-mentioned Ordinance, during the year 1945, who desires to obtain a licence for the year 1946, should make an application in the prescribed form, to the undersigned on or before the 30th day of November, 1945.

All concerned, and in particular farmers and estate owners within the area of jurisdiction of the Nairobi District Council, are hereby informed that on and after the 1st day of January, 1947—

(1) no sub-letting of shops in rural areas will be allowed;

(2) that applications for licences from owners or occupiers of land only, will be considered.

J. R. L. COVEY,

Clerk to Council.

Nairobi, 6th November, 1945.

GENERAL NOTICE No. 1699

THE MUNICIPAL BOARD OF NAKURU
NOTICE OF ELECTION

NOTICE is hereby given in terms of Rule 21 (1) of the European Councillors Election Rules, 1929, that an election to fill a vacancy on the Board, caused by the resignation of Mr. D. P. Petrie, will be held on Monday the 26th November, 1945. The undersigned will be in attendance at the Municipal Office, Nakuru, between the hours of 11 a.m. and 12 noon on that day to receive the nominations of candidates. Every candidate for election must be proposed, seconded and supported by not less than seven persons other than the proposer and seconder.

The proposer, seconder and supporters must be persons whose names appear on the Municipal Voters Roll.

Nomination papers must be in the form prescribed in the Second Schedule to the above-mentioned Rules, and can be obtained free of charge at the Municipal Office.

The candidate elected to fill this vacancy will be entitled to remain in office until 30th June, 1946.

Municipal Office, Nakuru,
6th November, 1945.

T. R. SPENCE,

Returning Officer.

GENERAL NOTICE No. 1700

MONEY-LENDERS COURT—NAIROBI

THE next sitting of the Money-lenders Court will take place on the 5th January, 1946, at 10 a.m. at the District Commissioner's Office, Nairobi, to consider applications for Money-lenders Licences for 1946.

Applications must be accompanied by a fee of Sh. 10.

GENERAL NOTICE No. 7

HIS MAJESTY'S SUPREME COURT OF KENYA

NOTICE is hereby given that the following Sessions of His Majesty's Supreme Court of Kenya will be held at the places set out hereunder:—

SUPREME COURT SESSIONS AT KITUI, 9-11-45

Cr. C. No. 79/45 Rex vs. Baria wa Dirbu.
Cr. C. No. 94/45 Rex vs. Mwakabi s/o Ngundi.
Cr. C. No. 133/45 Rex vs. Mulu wa Malombe.
Cr. C. No. 139/45 Rex vs. Gas Ibrahim.
Cr. C. No. 159/45 Rex vs. Kamata wa Kakee.

SUPREME COURT SESSIONS AT NAIROBI, 12-11-45

Cr. C. No. 190/45 Rex vs. Tharacithio s/o Faragu, alias Tharacithio Gate Baragu.

SUPREME COURT SESSIONS AT THIKA, 14-11-45

Cr. C. No. 136/45 Rex vs. Wainaina s/o Karanja.
Cr. C. No. 186/45 Rex vs. Ngika s/o Mulahane.

SUPREME COURT SESSIONS AT ELDORET, 20-11-45

Cr. C. No. 164/45 Rex vs. William Walter Quentin Thom.
Cr. C. No. 171/45 Rex vs. William Walter Quentin Thom.
Cr. C. No. 114/45 Rex vs. Munialo s/o Wishiamina.
Cr. C. No. 134/45 Rex vs. Kaino arap Cheboggi.
Cr. C. No. 135/45 Rex vs. Chebor arap Yego.
Cr. C. No. 137/45 Rex vs. Omondi s/o Oyiengo.
Cr. C. No. 176/45 Rex vs. Edward Chelanga arap Kaino.
Cr. C. No. 179/45 Rex vs. Kingori wa Gakuha and another.
Cr. C. No. 183/45 Rex vs. Chepto arap Kabarak.
Cr. C. No. 184/45 Rex vs. Kipchumba arap Sagui.
Cr. C. No. 195/45 Rex vs. Kiprop arap Kiblagat and another.
Cr. C. No. 198/45 Rex vs. Loicheta wero Abwale.

In Chambers at 9.30 a.m.—

C. C. No. 1/45 Albert Thomas Hernon as executor of the estate of the late second Earl Kitchener vs. Florus Petrus Jacobus De Meyer (Jnr.).

C. C. No. 12/34 Dalgety & Co., Ltd. vs. W. A. L. Spencer.

In Court at 10 a.m. for Hearing—

C. C. No. 8/44 Fatuma binti Mohamed vs. Hamud Aden.
C. C. No. 3/45 Sher Mohamed vs. Rahim Bux.

SUPREME COURT SESSIONS AT NAIROBI, 3-12-45

Cr. C. No. 150/45 Rex vs. Mbubi s/o Kikubi.
Cr. C. No. 189/45 Rex vs. Athumani s/o Bakari alias Athumani Malenga.
Cr. C. No. 160/45 Rex vs. Omolo s/o Ndolo.

SUPREME COURT SESSIONS AT KITALE, 5-12-45

Cr. C. No. 168/45 Rex vs. Wangole s/o Abuyi and another.
Cr. C. No. 142/45 Rex vs. Murunga s/o Mirinyanga.
Cr. C. No. 206/45 Rex vs. Wekesa s/o Wafula and another.

SUPREME COURT SESSIONS AT NAKURU, 6-12-45

Cr. C. No. 46/45 Rex vs. Solean ole Gilgil and four others.
Cr. C. No. 62/45 Rex vs. Lokilou Lemandan.
Cr. C. No. 75/45 Rex vs. Eoi Lenyokopiro.
Cr. C. No. 113/45 Rex vs. Sgt. Okoth Arum and two others.
Cr. C. No. 145/45 Rex vs. Kiptony arap Cheptubai.
Cr. C. No. 153/45 Rex vs. Sowe arap Cheruyot.
Cr. C. No. 154/45 Rex vs. Kisanya s/o Arodi.
Cr. C. No. 156/45 Rex vs. Kibura s/o Gichome.
Cr. C. No. 157/45 Rex vs. Gitau s/o Njoro.
Cr. C. No. 165/45 Rex vs. Katumu wa Njugu.
Cr. C. No. 166/45 Rex vs. Kinanjui s/o Kinothia.
Cr. C. No. 169/45 Rex vs. Richard Odinga s/o Obor.
Cr. C. No. 185/45 Rex vs. Mbogwa wa Kerige.
Cr. C. No. 188/45 Rex vs. Lokwawoi s/o Moya.
Cr. C. No. 197/45 Rex vs. Mwangi s/o Mureithi.
Cr. C. No. 199/45 Rex vs. Chebet arap Chepkurgat.
Cr. C. No. 207/45 Rex vs. Karanja wa Mbio.
Cr. C. No. 214/45 Rex vs. Lekeum ole Marima and three others.

In Court at 10 a.m. for Hearing—

D. C. No. 2/44 Erica Konstant vs. Antoin Konstant.

C. C. No. 3/45 J. O. P. Visagie, J. Van Rensburg, J. N. Pieters and The East African Lands & Development Co., Ltd. vs. J. S. Blanche.

C. C. No. 4/45 John Ngure s/o Nganga vs. Witenga s/o Ndarwa.

For Entering Final Judgment—In Court at 10 a.m.—

C. C. No. 9/41 Muta Darata and three others vs. Rugnath Jeram.

SUPREME COURT SESSIONS AT KISUMU, 7-1-46

Cr. C. No. 120/45 Rex vs. Manguya s/o Namwano.
Cr. C. No. 130/45 Rex vs. Kiptum arap Chepkwoin.
Cr. C. No. 141/45 Rex vs. Karioki wa Gichuki.
Cr. C. No. 161/45 Rex vs. Chenje s/o Chacha.
Cr. C. No. 174/45 Rex vs. Jakech s/o Midia.
Cr. C. No. 175/45 Rex vs. Gura s/o Yoga.
Cr. C. No. 187/45 Rex vs. Cheruyot arap Sang.
Cr. C. No. 191/45 Rex vs. Wadeo Daya.
Cr. C. No. 193/45 Rex vs. Elisa s/o Emare.
Cr. C. No. 194/45 Rex vs. Ngutuku s/o Walera.
Cr. C. No. 208/45 Rex vs. Mathias s/o Oduari and two others.

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

GENERAL NOTICE No. 1701

THE MEDICAL PRACTITIONERS AND DENTISTS
ORDINANCE

THE undermentioned has been registered in accordance with the terms of the Medical Practitioners and Dentists Ordinance (Cap. 119 of the Revised Edition):—

Basil Graves, M.R.C.S. (ENG.), L.R.C.P. (LOND.), F.A.C.S.,
D.O.M.S.

F. R. LOCKHART,
Registrar.

GENERAL NOTICE No. 1702

PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE No. 50 OF 1945

In the matter of Joaozinho Theotonio Albuquerque, deceased

TAKE NOTICE that all persons having any claims against the estate of the above-named Joaozinho Theotonio Albuquerque who died at Anjuna in Goa on the 9th day of July, 1945, are required to prove such claims before me the undersigned on or before the 14th day of January, 1946, after which date the claims so proved will be paid and the estate distributed according to law.

Nairobi,
7th November, 1945.

H. G. WATKINS,
for Public Trustee.

GENERAL NOTICE No. 1703

PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE No. 50 OF 1945

In the matter of Joaozinho Theotonio Albuquerque, deceased

TAKE NOTICE that on or after the 27th day of November, 1945, I intend to apply to H.M. Supreme Court of Kenya at Nairobi for letters of administration intestate to the estate of the above-named Joaozinho Theotonio Albuquerque who died at Anjuna in Goa on the 9th day of July, 1945.

Nairobi,
7th November, 1945.

H. G. WATKINS,
for Public Trustee.

GENERAL NOTICE No. 1704

PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE No. 51 OF 1945

In the matter of Mrs. Jessie Robertson, deceased

TAKE NOTICE that all persons having any claims against the estate of the above-named Mrs. Jessie Robertson, who died at Nairobi in the Colony of Kenya on the 31st day of August, 1945, are required to prove such claims before me the undersigned on or before the 14th day of January, 1946, after which date the claims so proved will be paid and the estate distributed according to law.

Nairobi,
7th November, 1945.

H. G. WATKINS,
for Public Trustee.

GENERAL NOTICE No. 1705

PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE No. 51 OF 1945

In the matter of Mrs. Jessie Robertson, deceased

TAKE NOTICE that on or after the 27th day of November, 1945, I intend to apply to H.M. Supreme Court of Kenya at Nairobi for letters of administration (with will annexed) to the estate of Mrs. Jessie Robertson who died at Nairobi in the Colony of Kenya on the 31st day of August, 1945.

Nairobi,
7th November, 1945.

H. G. WATKINS,
for Public Trustee.

GENERAL NOTICE No. 1706

PROBATE AND ADMINISTRATION

CAUSE No. 32 OF 1945

In the matter of Majaliwa bin Shibu, deceased

TAKE NOTICE that all persons having any claims against the estate of the above-named Majaliwa bin Shibu, deceased, who died at Majengo, Mombasa, on the 17th day of January, 1944, are required to prove such claims before me the undersigned on or before the 13th day of January, 1946, after which date the claims so proved will be paid and the estate distributed according to law.

Mombasa,
6th November, 1945.

M. D. CHITNAVIS,
Agent of the Public Trustee.

GENERAL NOTICE No. 1707

PROBATE AND ADMINISTRATION

CAUSE No. 66 OF 1945

In the matter of Idi bin Mohamad, deceased

TAKE NOTICE that all persons having any claims against the estate of the above-named Idi bin Mohamad, deceased, who died at Utange, Mombasa, on the 12th day of June, 1945, are required to prove such claims before me the undersigned on or before the 13th day of January, 1946, after which date the claims so proved will be paid and the estate distributed according to law.

Mombasa,
7th November, 1945.

M. D. CHITNAVIS,
Agent of the Public Trustee.

GENERAL NOTICE No. 1708

PROBATE AND ADMINISTRATION

CAUSE No. 90 OF 1945

In the matter of Hamsafiki binti Ibrahim, deceased

TAKE NOTICE that all persons having any claims against the estate of the above-named Hamsafiki binti Ibrahim, deceased, who died at Kilifi, Mombasa, on the 31st day of July, 1945, are required to prove such claims before me the undersigned on or before the 13th day of January, 1946, after which date the claims so proved will be paid and the estate distributed according to law.

Mombasa,
7th November, 1945.

M. D. CHITNAVIS,
Agent of the Public Trustee.

GENERAL NOTICE No. 1709

PROBATE AND ADMINISTRATION

CAUSE No. 143 OF 1945

In the matter of the estate of Marie Gabriel Prud'homme, deceased

TAKE NOTICE that all persons having any claims against or owing sums to the estate of the above-named Marie Gabriel Prud'homme, deceased, who died at Cairo, Egypt, on the 11th day of February, 1945, are required to prove such claims before me the undersigned or to pay to me the amount due on or before the 10th day of December, 1945, after which date the claims so proved will be paid and the estate distributed according to law.

Nairobi,
5th November, 1945.

L. KAPLAN, Executor,
P.O. Box 111, Nairobi.

GENERAL NOTICE No. 1710

IN THE DISTRICT DELEGATE'S COURT AT ELDORET
PROBATE AND ADMINISTRATION

CAUSE No. 13 OF 1945

Notice of application for probate of the will of Jorgen Fredrik Kure, late of Trans Nzoia District, Kenya Colony, deceased

TAKE NOTICE that application having been made in this Court by Anna Cerina Kure of Eshowe, Zululand, South Africa, for probate of the will of Jorgen Fredrik Kure of the Trans Nzoia District, Kenya Colony, who died at Kitale in the Trans Nzoia District of the Colony of Kenya on the 22nd day of May, 1945, 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 27th November, 1945.

D. J. COFFEY, District Delegate,
Districts of Uasin Gishu, Trans Nzoia,
Nandi, Elgeyo and Marakwet.

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

GENERAL NOTICE No. 1711

IN THE DISTRICT DELEGATE'S COURT AT ELDORET
PROBATE AND ADMINISTRATION

CAUSE No. 14 OF 1945

Notice of application for probate of the will of William Tertius Pretty, late of Eldoret, Kenya Colony, deceased

TAKE NOTICE that application having been made in this Court by Mabel Hewitt Pretty of Eldoret, Kenya Colony, for probate of the will of William Tertius Pretty, late of Eldoret, Kenya Colony, who died at Eldoret, Kenya Colony, on the 9th day of August, 1944, 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 27th day of November, 1945.

D. J. COFFEY, District Delegate,
Districts of Uasin Gishu, Trans Nzoia,
Nandi, Elgeyo and Marakwet.

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

GENERAL NOTICE No. 1712

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

PROBATE AND ADMINISTRATION

CAUSE No. 84 OF 1941

In the matter of Churanji Lal Saggat s/o Narain Chand Saggat, deceased

TAKE NOTICE that on the 15th day of September, 1941, letters of administration of all and singular the property and credits of Churanji Lal Saggat s/o Narain Chand Saggat, deceased, late of Limuru and Nairobi, were granted by His Majesty's Supreme Court of Kenya to me.

And take further notice that all persons having any claim against the estate of the said Churanji Lal Saggat s/o Narain Chand Saggat, who died at Nairobi on the 3rd day of August, 1941, are required to prove such claims before me the undersigned on or before the 15th day of January, 1946, after which date the claims so proved will be paid and the estate distributed according to law.

SATYA DEV SAGGAR,
Administrator of the Estate of
Churanji Lal Saggat s/o
Narain Chand Saggat,
c/o P.O. Box 1048, Nairobi.

Nairobi,
9th November, 1945.

GENERAL NOTICE No. 1713

IN VIEW of the close of the financial year on the 31st December, 1945, it is requested that all merchants and others having any claims against the Government of the Colony and Protectorate of Kenya will render them to the department concerned before the 22nd December, 1945, and will present all payment vouchers to the nearest District Treasury for payment before the 31st December, 1945.

The Treasury, Nairobi,
1st November, 1945.

H. J. WEBSTER,
Accountant General.

GENERAL NOTICE No. 1714

THE COMPANIES ORDINANCE, 1933

PURSUANT to section 284, sub-section 5, of the above Ordinance, it is hereby notified that the undermentioned companies have this day been struck off the Register of Companies and the companies are dissolved:—

1. Thembigwa, Ltd.
2. Railway Terminal Land Company, Ltd.

Nairobi,
13th November, 1945.

H. V. ANDERSON,
for Registrar of Companies.

GENERAL NOTICE No. 1715

PROBATE AND ADMINISTRATION

CAUSE No. 100 OF 1945

In the matter of Mohanlal Meghji, deceased

TAKE NOTICE that all persons having any claims against the estate of the above-named Mohanlal Meghji, deceased, who died at Nairobi on the 2nd day of January, 1945, are required to prove such claims before the undersigned on or before the 14th day of January, 1946, after which date a claim so proved will be paid and the estate distributed according to law.

Nairobi,
6th November, 1945.

MADAN & SHAH,
Advocates for the Administrator.

GENERAL NOTICE No. 1716

PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE No. 53 OF 1945

In the matter of Alexander Hunter McWalter, deceased

TAKE NOTICE that on or after the 27th day of November, 1945, I intend to apply to H.M. Supreme Court of Kenya at Nairobi for letters of administration (with will annexed) to the estate of the above-named Alexander Hunter McWalter who died at Nairobi in the Colony of Kenya on the 25th day of October, 1945.

Nairobi,
9th November, 1945.

H. G. WATKINS,
for Public Trustee.

GENERAL NOTICE No. 1717

PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE No. 53 OF 1945

In the matter of Alexander Hunter McWalter, deceased

TAKE NOTICE that all persons having any claims against the estate of the above-named Alexander Hunter McWalter who died at Nairobi in the Colony of Kenya on the 25th day of October, 1945, are required to prove such claims before me the undersigned on or before the 14th day of January, 1946, after which date the claims so proved will be paid and the estate distributed according to law.

Nairobi,
9th November, 1945.

H. G. WATKINS,
for Public Trustee.

GENERAL NOTICE No. 1718

PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE No. 52 OF 1945

In the matter of George James Thomas Tate, deceased

TAKE NOTICE that on or after the 27th day of November, 1945, I intend to apply to H.M. Supreme Court of Kenya at Nairobi for letters of administration intestate to the estate of the above-named James George Thomas Tate who died at Mombasa in the Kenya Protectorate on the 6th day of October, 1945.

Nairobi,
9th November, 1945.

H. G. WATKINS,
for Public Trustee.

GENERAL NOTICE No. 1719

PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE No. 52 OF 1945

In the matter of George James Thomas Tate, deceased

TAKE NOTICE that all persons having any claims against the estate of the above-named James George Thomas Tate who died at Mombasa in the Kenya Protectorate on the 6th day of October, 1945, are required to prove such claims before me the undersigned on or before the 14th day of January, 1946, after which date the claims so proved will be paid and the estate distributed according to law.

Nairobi,
9th November, 1945.

H. G. WATKINS,
for Public Trustee.

GENERAL NOTICE No. 1720

IN THE SUPREME COURT AT NAIROBI

PROBATE AND ADMINISTRATION

CAUSE No. 175 OF 1945

Notice of application for administration of estate of David Eustace Hartley, late of Naivasha, deceased

TAKE NOTICE that application having been made in this Court by Mary Elizabeth Hartley of Naivasha for letters of administration intestate of the estate of David Eustace Hartley, late of Naivasha, who died at Nakuru on the 16th day of September, 1945, 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 27th day of November, 1945.

Nairobi,
6th November, 1945.

E. J. O'FARRELL,
Registrar.

GENERAL NOTICE No. 1721

IN THE SUPREME COURT AT NAIROBI

PROBATE AND ADMINISTRATION

CAUSE No. 176 OF 1945

Notice of application for administration of estate of Dilar Singh alias Naranjan Singh s/o Karam Singh, late of Nairobi, deceased.

TAKE NOTICE that application having been made in this Court by Milka Singh s/o Mangal Ram of Nairobi, the attorney of Karam Singh the father of the deceased of Nairobi, for letters of administration intestate of the estate of Dilar Singh alias Naranjan Singh s/o Karam Singh, late of Nairobi, who died at Nairobi on the 10th day of August, 1945, 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 27th day of November, 1945.

Nairobi,
8th November, 1945.

E. J. O'FARRELL,
Registrar.

GENERAL NOTICE No. 1722

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

PROBATE AND ADMINISTRATION

CAUSE No. 177 OF 1945

Notice of application for probate of the will of Mrs. Nina Kingston or Nina V. Kingston, late of Nairobi, deceased

TAKE NOTICE that application having been made in this Court by Mrs. Nina Gertrude Isabel Kingston-Fisher and Mrs. Ruby Delcampo Langlois of Nairobi for probate of the will of Mrs. Nina Kingston or Nina V. Kingston, late of Nairobi, who died at Nairobi on the 25th day of September, 1945, 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 27th day of November, 1945.

Nairobi,
8th November, 1945.

E. J. O'FARRELL,
Registrar.

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

GENERAL NOTICE No. 1723

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

PROBATE AND ADMINISTRATION

CAUSE No. 178 OF 1945

Notice of application for probate of the will of Mrs. Emma Herington, late of Gilgil, deceased

TAKE NOTICE that application having been made in this Court by Mrs. Kathleen May Stevens of Gilgil, described in the will of the deceased as Kathleen May Herington, for probate of the will of Mrs. Emma Herington, late of Gilgil, who died at Nairobi on the 17th day of August, 1945, 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 27th day of November, 1945.

Nairobi,
8th November, 1945.

E. J. O'FARRELL,
Registrar.

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

GENERAL NOTICE No. 1724

THE BANKRUPTCY ORDINANCE, 1930

ORDER MADE ON APPLICATION FOR DISCHARGE

Debtor's name.—Jivraj Devraj.

Address.—P.O. Box 57, Eldoret.

Description.—Clerk.

Court.—H.M. Supreme Court of Kenya at Nairobi.

Number.—9 of 1940.

Date of order.—2nd November, 1945.

Nature of order made.—Discharge granted subject to the debtor consenting to judgment being entered against him in favour of the Official Receiver for Sh. 700 payable by monthly instalments of Sh. 100 commencing from 1-12-45 and thereafter on the first of every succeeding month. The required consent having been filed, discharge is granted.

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

GENERAL NOTICE No. 1727

THE BANKRUPTCY ORDINANCE
NOTICE OF INTENDED DIVIDEND

Summary Case

Debtor's name.—Cecil Richard Stokes Fair.
Address.—Mombasa Bonded Warehouse, Ltd., P.O. Box 82,
Mombasa.
Description.—Assistant Manager.
Court.—H.M. Supreme Court, Mombasa.
Number of matter.—8 of 1931.
Last day for receiving proofs.—13th January, 1946.
Name of trustee.—Deputy Official Receiver, Coast Province,
Mombasa.
Address.—Treasury Buildings, P.O. Box 366, Mombasa.

Mombasa,
7th November, 1945.

H. V. ANDERSON,
Deputy Official Receiver.

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

Mombasa,
7th November, 1945.

H. V. ANDERSON,
Deputy Official Receiver.

GENERAL NOTICE No. 1728

THE WATER ORDINANCE, 1929

Tributary of Kamiti River, Limuru District

APPLICATION by H. K. Coates of Nairobi for a Water Right from an unnamed tributary of the Kamiti River on L.R. No. 139/8 for a net quantity of 500 gallons per day for domestic use.

Plans may be seen at the offices of the Public Works Department, Nairobi.

Nairobi,
7th November, 1945.

H. V. ANDERSON,
Deputy Official Receiver.

H. K. COATES, *Applicant,*
P.O. Box 863, Nairobi.

UASIN GISHU DISTRICT COUNCIL

ESTIMATES OF REVENUE AND EXPENDITURE FOR THE YEAR ENDING 31st DECEMBER, 1946

[illegible]

J. H. PHILLIPS, *Clerk-Supervisor*

GENERAL NOTICE No. 1730

THE TRADE MARKS ORDINANCE, 1930
APPLICATION No. 3039

Bata

TAKE NOTICE that an application for the registration of the trade mark shown above in Class 38 in respect of boots and shoes and hosiery has been lodged by East Africa Bata Shoe Company, Ltd., a limited liability company having its registered office at Albert House, Government Road, Nairobi, boot and shoe manufacturers and dealers.

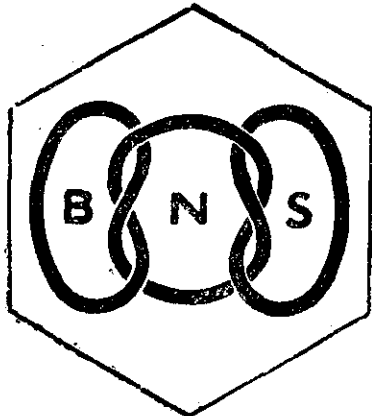
The said trade mark will be registered after the expiration of ninety days from the date of this Gazette, provided no notice of opposition is received.

Nairobi,
6th November, 1945.

H. V. ANDERSON,
for Registrar of Trade Marks.

GENERAL NOTICE No. 1731

THE TRADE MARKS ORDINANCE, 1930
APPLICATION No. 3071



TAKE NOTICE that an application for the registration of the trade mark shown above in Class 38, in respect of articles of clothing, has been lodged by British Nylon Spinners, Ltd., of 72 Lockhurst Lane, Coventry, England, manufacturers, whose address for service in the Colony is c/o Messrs. Atkinson, Bown, Morrison & Ainslie, Advocates, of South British Insurance Buildings, Kilindini Road, 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.

Registration of this trade mark shall give no right to the exclusive use of the letters "B" "N" "S".

Nairobi,
6th November, 1945.

H. V. ANDERSON,
for Registrar of Trade Marks.

GENERAL NOTICE No. 1732

THE TRADE MARKS ORDINANCE, 1930
APPLICATION No. 3074

LAPUDRINE

TAKE NOTICE that an application for the registration of the trade mark shown above in Class 3 in respect of chemical substances prepared for use in medicine and pharmacy included in this class has been lodged by Imperial Chemical (Pharmaceuticals), Ltd., of Wexham Road, Slough, Buckinghamshire, England, merchants and manufacturers, whose address for service in the Colony is c/o Messrs. Atkinson, Bown, Morrison and Ainslie, Advocates, of South British Insurance Buildings, Kilindini Road, 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,
6th November, 1945.

H. V. ANDERSON,
for Registrar of Trade Marks.

GENERAL NOTICE No. 1733

THE TRADE MARKS ORDINANCE, 1930
APPLICATION No. 3075

NESPRAY

TAKE NOTICE that an application for the registration of the trade mark shown above in Class 42 in respect of substances used as food or as ingredients in food has been lodged by Nestlé's Milk Products, Incorporated, of 155 East 44th Street, New York City, United States of America, manufacturers, whose address for service in the Colony is c/o Messrs. Atkinson, Bown, Morrison & Ainslie, Advocates, of South British Insurance Buildings, Kilindini Road, 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.

(To be associated with No. 137 and others.)

Nairobi,
6th November, 1945.

H. V. ANDERSON,
for Registrar of Trade Marks.

GENERAL NOTICE No. 1734

THE TRADE MARKS ORDINANCE, 1930
APPLICATION No. 3076

PROTEX

TAKE NOTICE that an application for the registration of the trade mark shown above in Class 42 in respect of a vegetable flavouring for use as an ingredient in food has been lodged by Fredk. Boehm, Ltd., of "Rowanhurst", Grove Road, Beaconsfield, Buckinghamshire, England, merchants and manufacturers, whose address for service in the Colony is c/o Messrs. Atkinson, Bown, Morrison & Ainslie, Advocates, of South British Insurance Buildings, Kilindini Road, 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,
6th November, 1945.

H. V. ANDERSON,
for Registrar of Trade Marks.

GENERAL NOTICE No. 1735

THE TRADE MARKS ORDINANCE, 1930
APPLICATION No. 3077

PLANTOX

TAKE NOTICE that an application for the registration of the trade mark shown above in Class 42 in respect of yeast extract for use as a flavouring for soup has been lodged by Fredk. Boehm, Ltd., merchants and manufacturers, of "Rowanhurst", Grove Road, Beaconsfield, Buckinghamshire, England, whose address for service in the Colony is c/o Messrs. Atkinson, Bown, Morrison & Ainslie, Advocates, of South British Insurance Buildings, Kilindini Road, 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,
6th November, 1945.

H. V. ANDERSON,
for Registrar of Trade Marks.

GENERAL NOTICE No. 1736

THE TRADE MARKS ORDINANCE, 1930
APPLICATION No. 3084

SPAM

TAKE NOTICE that an application for the registration of the trade mark shown above in Class 42 in respect of canned meats and more particularly spiced ham, has been lodged by Geo. A. Hormel & Company, of East Brownsdale Avenue, Austin, State of Minnesota, United States of America, whose address for service in the Colony is c/o Messrs. Atkinson, Bown, Morrison & Ainslie, Advocates, of South British Insurance Buildings, Kilindini Road, 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,
8th November, 1945.

H. V. ANDERSON,
for Registrar of Trade Marks.

GENERAL NOTICE No. 1737

THE TRADE MARKS ORDINANCE, 1930
APPLICATION No. 3085



TAKE NOTICE that an application for the registration of the trade mark shown above in Class 8 in respect of pyrophoric lighters for the use of smokers has been lodged by The Parker Pipe Company, Ltd., of 51 Lincoln's Inn Fields, London W.C.2, England, merchants, whose address for service in the Colony is c/o Messrs. Atkinson, Bown, Morrison & Ainslie, Advocates, of South British Insurance Buildings, Kilindini Road, 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.

Registration of this trade mark shall give no right to the exclusive use of the letter "P".

(To be associated with No. 3086.)

Nairobi,
8th November, 1945.

H. V. ANDERSON,
for Registrar of Trade Marks.

GENERAL NOTICE No. 1738

PRINCIPAL ARTICLES IMPORTED INTO KENYA AND UGANDA DURING THE MONTH OF MAY, 1945, AND ALSO DURING THE PERIOD JANUARY TO MAY, 1945

ARTICLES	Unit of Quantity	May, 1945		January/May, 1945	
		Quantity	Value	Quantity	Value
			Sh.		Sh.
1. Rice	Cwt.	—	4	9,077	152,388
2. Wheat Meal and Flour	"	—	—	—	10
3. Ale, Beer, Stout, etc.	Imp. gal.	3,936	32,614	34,621	279,469
4. Fruit—Preserved, Dried and Fresh	Value	—	126,996	—	611,905
5. Milk, Condensed or otherwise Preserved	Cwt.	13	3,652	2,587	295,846
6. Spices	"	2,495	275,574	4,466	586,965
7. Sugar (Refined)	"	3,333	68,472	5,656	115,455
8. Other Foodstuffs (including T.T. Coffee, May, 1945, Sh. 443,320; Jan.-May, 1945, Sh. 4,580,415)	Value	—	729,401	—	7,743,798
9. Spirits (a)	Proof gal.	3,925	130,751	41,688	1,425,111
10. Wines	Imp. gal.	2,450	22,950	14,334	185,000
11. Cigarettes	Lb.	28	354	50,205	347,412
12. Tobacco	"	329,864	737,602	667,987	1,437,944
13. Wood and Timber	Cubic ft.	552	2,028	5,673	17,023
14. Cement, Building	Ton	—	—	6,790	754,903
15. Galvanized Iron Sheets, Corrugated	"	—	—	66	42,150
16. Hollow-ware, Enamelled	"	2	12,114	21	72,880
17. Tubes, Pipes and their Fittings	"	162	121,860	929	813,641
18. Iron and Steel Manufactures	Value	—	1,056,353	—	3,502,546
19. Other metal Manufactures	"	—	73,760	—	646,952
20. Shovels, Spades, Axes, Matchets and Hoes	Number	36,602	72,087	539,826	1,105,847
21. Hardware, Cutlery, etc.	Value	—	207,924	—	1,576,652
22. Electrical Goods	"	—	83,836	—	1,416,078
23. Machines and Machinery	"	—	853,253	—	5,745,387
24. Cotton Piece Goods :—					
(a) Grey, unbleached :—					
(i) Americani	Lin. yd.	1,578,933	1,450,196	5,386,569	4,932,691
	Sq. yd.	1,579,142		5,451,302	
(ii) Grey Drill	Lin. yd.	732,606	700,846	2,052,948	1,953,572
	Sq. yd.	590,795		1,649,083	
(b) Bleached	Lin. yd.	1,458,951	1,893,883	3,190,068	3,964,627
	Sq. yd.	1,454,131		3,237,769	
(c) Printed :—					
(i) Khangas	Lin. yd.	12,261	19,734	59,025	86,556
	Sq. yd.	15,667		75,432	
(ii) Other sorts	Lin. yd.	524,277	725,423	1,588,602	2,284,341
	Sq. yd.	462,274		1,379,132	
(d) Dyed in the piece :—					
(i) Khaki Drill	Lin. yd.	102,979	168,361	704,153	1,165,335
	Sq. yd.	96,790		612,008	
(ii) Other	Lin. yd.	626,901	750,035	1,355,802	1,739,873
	Sq. yd.	586,654		1,249,386	
(e) Coloured (Manufactured wholly or in part of dyed yarn)	Lin. yd.	1,404,433	1,501,882	3,666,213	4,038,273
	Sq. yd.	1,148,792		3,079,872	
25. Cotton Blankets	Number	182,103	807,895	377,656	1,775,716
	Cwt.	4,559		9,193	
26. Woollen and Worsted Goods	Value	—	122,611	—	979,147
27. Jute Bags and Sacks	Dozen	3,750	53,129	11,651	188,728
	Cwt.	904		3,109	
28. Artificial Silk Piece Goods	Lin. yd.	44,304	168,269	294,643	1,390,517
	Sq. yd.	45,281		305,650	
29. Other Manufactures of Ordinary Textile Materials	Value	—	298,949	—	2,718,312
30. Apparel	"	—	835,924	—	2,922,711
31. Disinfectants and Insecticides	Cwt.	31	2,426	1,177	102,567
32. Drugs, Medicines and Medicinal Preparations	Value	—	304,639	—	1,199,981
33. Paints, Colours and Varnishes	Cwt.	588	32,615	7,097	567,521
34. Other Chemicals	Value	—	285,231	—	975,825
35. Fuel Oil	Imp. gal.	814,714	332,335	7,515,269	2,829,220
36. Lubricating Oils	"	37,022	124,420	169,801	491,450
37. Lubricating Greases	Cwt.	52	1,975	438	18,512
38. Motor Spirit (Petrol)	Imp. gal.	1,091,429	732,466	11,028,956	6,208,447
39. Mineral Oil, Illuminating or burning (Kerosene)	"	752,437	331,684	3,183,272	1,364,673
40. Soap	Cwt.	13	2,322	595	72,061
41. Stationery and Paper Manufactures	Value	—	434,665	—	3,919,694
42. Cycles, not Motor	Number	504	71,328	1,581	192,106
43. Motor Cars	"	10	33,033	43	200,505
44. Motor Lorries	"	148	1,166,037	235	1,879,022
45. Other Motor Vehicles and Motor Vehicle parts	Value	—	396,470	—	1,715,870
46. Other Vehicle Parts and Accessories	"	—	483,144	—	2,205,243
47. Tyres and Tubes	Number	42,408	614,260	138,974	1,824,272
	Lb.	176,212		583,308	
48. Fertilizers and Manures	Ton	50	12,529	750	200,501
49. Lamps and Lanterns	Number	53	1,906	18,161	113,434
50. Matches	Gross boxes	2,500	22,049	31,424	250,149
51. Perfumery, Cosmetics and Toilet Preparations	Value	—	49,820	—	396,521
52. Bullion and Specie	"	—	78,584	—	6,678,191
53. All other articles	"	—	3,921,292	—	20,563,262
TOTAL	—	*23,548,952	—	112,984,788
TOTAL TRANSIT IMPORTS	—	45,767	—	845,287
GRAND TOTAL	Sh.	—	*23,594,719	—	113,830,075

NOTE.—(a) No allowance made for underproof in excess of 12½ per cent.
*Includes Government goods to the value of:—May, 1945, Sh. 538,288. January to May, 1945, Sh. 13,009,425.
Includes produce of Tanganyika Mandated Territory to the value of:—May, 1945, Sh. 1,320,693. January to May, 1945 Sh. 8,852,862 and which is mainly imported for re-exportation.

Subject to revision on receipt of further amendments to entered details.

GENERAL NOTICE No. 1739

PRINCIPAL ARTICLES EXPORTED FROM KENYA AND UGANDA DURING THE MONTH OF MAY, 1945, AND ALSO DURING THE PERIOD, JANUARY TO MAY, 1945

ARTICLES	Unit of Quantity	(b) EXPORTS OF DOMESTIC PRODUCE				(a)(b) RE-EXPORTS OF IMPORTED MERCHANDISE			
		May, 1945		Jan. to May, 1945		May, 1945		Jan. to May 1945	
		Quantity	Value	Quantity	Value	Quantity	Value	Quantity	Value
			Sh.		Sh.		Sh.		Sh.
1. Wheat	Cwt.	—	—	461	7,130	—	—	—	—
2. Maize	"	320,773	2,716,537	676,743	5,693,420	407	4,788	407	4,788
3. Rice	"	—	1	27	878	68	1,141	705	13,614
4. Wheat meal and flour	"	15,930	408,379	49,458	1,254,357	—	—	—	—
5. Maize meal and flour	"	6,268	52,484	11,237	96,910	—	—	—	—
6. Bacon and ham	"	234	40,182	1,199	201,605	—	—	—	—
7. Ale, beer, stout, etc.	Imp. gal.	3,152	32,152	14,441	147,093	1,841	14,322	12,527	95,997
8. Butter	Cwt.	355	49,222	3,518	500,862	—	—	—	—
9. Chillies	"	1,462	141,052	3,635	298,411	—	—	7	200
10. Coffee, raw	"	4,574	327,135	274,775	19,662,096	21,350	2,139,452	126,675	11,025,378
11. Ghee	"	7	1,139	1,271	230,619	24	3,150	1,430	187,698
12. Milk, condensed or otherwise preserved	"	58	10,434	286	52,663	133	15,834	293	33,930
13. Potatoes	"	336	5,153	24,633	301,604	—	—	—	—
14. Sugar, refined	"	15,885	287,664	112,789	1,939,690	—	—	—	—
15. Tea	"	4,708	620,864	47,316	5,795,190	—	—	—	—
16. Cigarettes	Lb.	208,292	1,244,769	787,782	5,344,696	13,423	95,629	26,423	202,927
17. Tobacco	"	3,076	8,057	113,707	92,057	25,290	9,875	52,514	23,881
18. Wood and timber	Cubic ft.	5,599	35,245	37,734	280,577	—	—	—	—
19. Tin ore	Ton	64	226,060	150	529,404	40	156,260	79	308,900
20. Wolfram ore	"	—	—	29	178,212	—	—	—	—
21. Raw cotton	Cental of 100 lb.	133,556	17,890,076	423,361	56,554,056	1,790	224,380	7,420	945,241
22. Flax fibre and tow	Ton	14	27,150	123	289,293	—	—	—	—
23. Sisal fibre and tow	"	2,044	1,069,745	11,708	6,321,360	—	—	—	—
24. Seeds, cotton	Ton	4,581	383,620	8,093	678,819	—	—	—	—
25. Seeds, sesame	Ton	—	—	—	—	—	—	—	—
26. Groundnuts	Ton	—	—	—	150	—	—	—	—
27. Coco-nut oil	Imp. gal.	—	—	—	—	—	—	—	—
28. Sesame oil	"	—	—	—	—	—	—	—	—
29. Hides, dry, and dry-salted	Cwt.	6,813	537,327	24,326	1,845,803	393	30,875	2,635	182,442
30. Skins, sheep and goat	Number	65,178	105,675	609,972	872,544	—	—	98,800	162,825
31. Rubber	Cental of 100 lb.	1,504	113,261	6,690	560,181	—	—	366	36,580
32. Mangrove bark	Cwt.	—	—	2,900	31,685	—	—	—	—
33. Wattle bark	"	16,311	158,283	99,592	967,648	—	—	—	—
34. Wattle extract	"	10,000	190,908	54,968	1,047,458	—	—	—	—
35. Ivory, elephant	"	21	32,246	262	340,843	286	348,435	732	860,367
36. Pyrethrum	"	1,192	185,159	53,716	8,007,120	—	—	351	53,500
37. Papain	"	8	9,056	22	25,296	99	100,160	331	301,136
38. Wool	Cental of 100 lb.	—	—	—	322	—	—	—	—
39. Sodium carbonate	Ton	3,047	278,707	26,773	2,424,025	—	—	—	—
40. Cotton piece goods—									
(a) Grey, unbleached:									
(i) Americani	Lin. yd.	—	—	—	—	88,230	78,758	424,092	370,137
	Sq. yd.	—	—	—	—	88,904	—	421,228	—
(ii) Grey drill	Lin. yd.	—	—	—	—	6,200	4,963	23,247	25,957
	Sq. yd.	—	—	—	—	4,823	—	18,443	—
(b) Bleached	Lin. yd.	—	—	—	—	108,079	125,127	240,586	299,127
	Sq. yd.	—	—	—	—	103,838	—	238,887	—
(c) Printed:									
(i) Khangas	Lin. yd.	—	—	—	—	1,625	2,381	8,864	13,126
	Sq. yd.	—	—	—	—	2,032	—	11,075	—
(ii) Other sorts	Lin. yd.	—	—	—	—	7,337	13,118	33,687	51,784
	Sq. yd.	—	—	—	—	7,628	—	32,753	—
(d) Dyed in the piece:									
(i) Khaki drill	Lin. yd.	—	—	—	—	9,955	11,199	12,792	15,863
	Sq. yd.	—	—	—	—	9,879	—	12,483	—
(ii) Other	Lin. yd.	—	—	—	—	6,416	11,887	79,355	128,832
	Sq. yd.	—	—	—	—	7,044	—	90,666	—
(e) Coloured (Manufactured wholly or in part of dyed yarn)	Lin. yd.	—	—	—	—	76,992	85,340	203,912	286,655
	Sq. yd.	—	—	—	—	61,607	—	177,963	—
41. Cotton blankets	Number	—	—	—	—	10,799	77,439	40,749	215,043
	Cwt.	—	—	—	—	303	—	1,011	—
42. Jute bags and sacks	Dozen	—	—	—	—	—	—	16,853	286,957
	Cwt.	—	—	—	—	—	—	4,558	—
43. Fuel oil	Imp. gal.	—	—	—	—	355,484	180,645	3,333,294	1,661,075
44. Motor spirit (petrol)	"	—	—	—	—	848,538	662,951	4,118,474	3,031,577
45. Mineral oil, illuminating or burning (kerosene)	"	—	—	—	—	324,883	189,701	1,195,093	780,685
46. Soap	Cwt.	—	—	1,223	60,337	5	863	31	4,145
47. Motor cars	Number	—	—	—	—	8	36,667	39	145,133
48. Animals, not for food	"	39	4,060	446	90,168	—	—	—	—
49. Gold bullion	Troy oz.	5,883	708,479	26,817	3,229,503	217	26,081	1,098	147,418
50. All other articles	Value	—	1,213,006	—	5,792,504	—	1,880,335	—	9,080,268
Total	—	—	29,113,287	—	131,746,589	—	6,531,756	—	30,983,186
Total Transit Exports	—	—	—	—	—	—	24,392	—	848,660
GRAND TOTAL	—	—	29,113,287	—	131,746,589	—	6,556,148	—	31,831,846

NOTE.—(a) Re-exports include goods the growth, produce or manufactures of Tanganyika Territory to the value of—
May, 1945—Sh. 2,522,674. January to May, 1945—Sh. 12,986,935.
(b) Goods exported as Ships' Stores are included as follows:—

	May, 1945	January to May, 1945
	Sh.	Sh.
(1) Under Domestic Exports to the value of	99,019	726,921
(2) Under Re-exports to the value of	437,347	2,759,197
Total Ships' Stores	Sh. 536,366	3,486,118

Subject to revision on receipt of further amendments to entered details.

Custom House, Mombasa
29th October, 1945

A. W. NORTHROP,
Commissioner of Customs, Kenya and Uganda

GENERAL NOTICE No. 1740

TOTAL VALUE OF PRODUCE AND MERCHANDISE EXPORTED FROM KENYA AND UGANDA TO THE PRINCIPAL OVERSEAS MARKETS DURING THE MONTH OF MAY, 1945, AND ALSO DURING THE PERIOD JANUARY TO MAY, 1945

COUNTRIES OF DESTINATION	EXPORTS OF DOMESTIC PRODUCE		RE-EXPORTS OF IMPORTED MERCHANDISE	
	May, 1945	January to May, 1945	May, 1945	January to May, 1945
	<i>Sh.</i>	<i>Sh.</i>	<i>Sh.</i>	<i>Sh.</i>
United Kingdom	8,727,682	42,959,725	1,354,636	4,677,709
Aden	160	139,633	16,380	59,490
Bahrein Islands	7,262	48,382	62,284	62,284
Ceylon	—	549,130	—	6,100
India	11,395,553	32,083,268	597,114	2,359,897
Gold Coast	9,076	9,288	1,200	1,200
Nigeria	24,209	48,022	2,400	7,010
Union of South Africa	4,196,981	18,402,302	1,296,133	5,687,327
Southern Rhodesia	4,800	152,550	—	14,260
North-Western Rhodesia	1,575	92,487	—	3,002
British Nyasaland	—	—	—	10,294
Zanzibar	517,928	1,836,854	31,408	413,068
Socotra	—	24,452	—	—
Mauritius	—	1,801,612	109,162	112,472
Seychelles	35,032	378,495	617	73,751
Canada	2,005	9,291	7,670	19,670
Australia	—	2,546,379	—	1,840,259
Fiji	—	—	—	8,000
Anglo-Egyptian Sudan	551,246	2,854,957	860	12,048
Tanganyika Mandated Territory	1,971,798	9,624,426	1,785,012	7,936,469
Other British Possessions	—	8,751	—	3,860
Turkey	—	50,885	—	—
Union of Socialist Soviet Republics	—	191,100	—	—
Hadramaut	9,256	567,523	12,080	112,101
Hedjaz and Nejd	167	103,827	—	25,600
Iraq	1,392	45,042	—	108,948
Kuwait	5,600	90,534	21,864	47,064
Oman	5,570	111,386	—	53,959
Palestine	—	176,985	—	12,152
Persia	3,086	107,871	7,994	9,039
Syria	—	123,565	—	—
Egypt	6,127	1,840,041	5,742	751,805
United States of America	1,127,205	11,524,101	115,097	621,535
Belgian Congo	247,072	1,128,826	11,483	266,972
Ruanda Urundi	28,608	123,308	12,000	38,387
Tunis	—	459,249	—	—
Madagascar	—	42,045	135,076	464,234
Reunion	—	—	112,720	112,720
Eritrea	—	45,200	—	—
Southern Somalia	134,878	719,468	394,777	2,234,323
Mozambique	—	707	700	56,980
Other Foreign Countries	—	1	—	—
Total	29,014,268	131,019,668	6,094,409	28,223,989
Ships' Stores	99,019	726,921	437,347	2,759,197
GRAND TOTAL	<i>Sh.</i> 29,113,287	131,746,589	6,531,756	30,983,186

Subject to revision on receipt of further amendments to entered details.

Customs, House, Mombasa
29th October, 1945

A. W. NORTHROP,
Commissioner of Customs, Kenya and Uganda

GENERAL NOTICE No. 1741

NOTICE is hereby given that the partnership heretofore subsisting between Vithaldas Madhavji Ganatra and Chhotabhai Naranbhai Patel, carrying on business under the name or style of Universal Commercial Company at Kisumu, has been dissolved by mutual consent with effect from 1st November, 1945, by the retirement of Chhotabhai Naranbhai Patel from the said business.

The business will henceforth be carried on by the remaining partner, Vithaldas Madhavji Ganatra, under the same name and style of Universal Commercial Company at the same place, and all assets and liabilities of the said business will be collected and paid by the said remaining partner, Vithaldas Madhavji Ganatra.

CHHOTABHAI NARANBHAI PATEL.
VITHALDAS MADHAVJI GANATRA.

Kisumu,
6th November, 1945.

GENERAL NOTICE No. 1742

THE FRAUDULENT TRANSFER OF BUSINESSES
ORDINANCE, 1930

NOTICE is hereby given that the business of garage carried on by Arjan Singh s/o Budh Singh at Nairobi under the name or style of "Service Garage" has been sold and transferred to Hari Singh s/o Bugger Singh of Nairobi as from the 15th day of October, 1945.

The address of the transferor is P.O. Box 1768, Nairobi.

The address where the transferee will carry on business is Plot No. 2542, Malik Street, Nairobi.

The transferee is not assuming and does not intend to assume any liabilities incurred by the transferor in connexion with the said business.

ARJAN SINGH s/o BUDH SINGH,
Transferor.
HARI SINGH s/o BUGGER SINGH,
Transferee.

Nairobi,
31st October, 1945.

GENERAL NOTICE No. 1743

THE FRAUDULENT TRANSFER OF BUSINESSES
ORDINANCE, 1930

NOTICE is hereby given that the business of metal engineers and repairers carried on by Gurdit Singh son of Chher Singh, Pyara Singh son of Wadhawa Singh and Surjan Singh son of Budh Singh in partnership on Plot No. 290, Latema Road, Nairobi, under the firm name or style of "Nairobi Metal Workshop" has been dissolved by mutual consent as from the 29th day of September, 1945, by the retirement therefrom of the said Pyara Singh son of Wadhawa Singh and Surjan Singh son of Budh Singh.

The said business as from the said date shall be carried on by the said remaining partner, Gurdit Singh son of Chher Singh, under the same name or style, and all debts payable to and owing by the partnership firm up to the said date shall be received and paid by the said Gurdit Singh son of Chher Singh.

GURDIT SINGH s/o CHHER SINGH,
Continuing Partner.

PYARA SINGH s/o WADHAWA SINGH,
SURJAN SINGH s/o BUDH SINGH,
Retiring Partners.

Nairobi,
3rd November, 1945.

GENERAL NOTICE No. 1744

THE ESTATE OF THE LATE WILLIAM CUTHBERT

TAKE NOTICE that all persons having claims against the above estate, the deceased having died on the 1st June, 1945, are required to prove such claims, and any persons indebted to the estate are required to pay their debts to the undersigned on or before the 15th December, 1945, after which date the estate will be distributed according to law.

Eldoret,
6th November, 1945.

W. A. SHAW,
Advocate for the Executrix.

GENERAL NOTICE No. 1661

THE CATTLE CLEANSING ORDINANCE

NOTICE OF MEETING OF LANDOWNERS

DULY authorized by the Provincial Commissioner, Central Province, I hereby convene a meeting at 10 a.m. on Friday the 30th November, 1945, at the Police Station, Tigoni, Limuru, of all landowners in that area described in the Schedule hereto, for the purpose of recording the votes of all such landowners who are in favour of being brought under the provisions of the Cattle Cleansing Ordinance, No. 32 of 1929, and of all those landowners who are not so in favour.

Any landowner absent from such meeting may send his vote in writing to reach me in time to be recorded at such meeting.

A plan of the area may be inspected at my office.

E. G. ST. C. TISDALL,

District Commissioner, Nairobi

1st November, 1945.

SCHEDULE

Commencing at the northernmost corner of L.R. No. 173/1 which corner is situated on the western boundary of the Kenya and Uganda Railway Reserve about one mile south of Limuru Railway Station;

thence generally south-easterly by the boundary of the Kikuyu Native Land Unit to the south-eastern corner of L.R. No. 5878 on the Mutigutu River;

thence generally north-easterly by that same boundary to the north-eastern corner of L.R. No. 126 on the Kamiti River;

thence upstream by that river to the south-eastern corner of L.R. No. 3696;

thence northerly by the eastern boundaries of L.O. Nos. 3696, 3698 and 3700 to the north-eastern corner of L.R. No. 3700 on the Little Ruiru River;

thence upstream by that river to the north-western corner of L.R. No. 3699;

thence southerly by the western boundaries of L.R. Nos. 3699, 3697 and 5975 to the south-western corner of L.R. No. 5975;

thence by the northern boundaries of L.R. Nos. 237/2/7 and 237/2/6 to the north-western corner of the latter portion and onwards in the same straight line to its intersection with the western boundary of the Kenya and Uganda Railway Reserve;

thence southerly by that boundary to its intersection with the boundary of the Limuru Railway Station Reserve;

thence southerly by the generally western boundary of that station reserve to its intersection with the western boundary of the Kenya and Uganda Railway Reserve;

thence southerly by that boundary to the point of commencement.

GENERAL NOTICE No. 1689

THE CATTLE CLEANSING ORDINANCE

NOTICE OF MEETING OF LANDOWNERS

UNDER section 3 (b) of the Cattle Cleansing Ordinance, I hereby convene a meeting of all the landowners in that portion of Nandi District described in the Schedule to Government Notice No. 309 of 27th March, 1945.

The meeting will be held on Monday, 3rd December, 1945, at 10.30 a.m. at Mrs. N. M. Turton's farm, Kaburet, Nandi District, for the purpose of recording the votes of all such landowners as to whether or not they wish to be brought under the operation of the Cattle Cleansing Ordinance.

For the purpose of section 3 (c) (ii) of the Ordinance, votes in writing may be addressed to the District Commissioner, Kapsabet, Nandi, to whom the Provincial Commissioner, Rift Valley, has delegated his powers in relation to the holding of the statutory meeting.

H. H. LOW, *District Commissioner,*
Nandi, Chairman.

GENERAL NOTICE No. 1745

NOTICE is hereby given that the partnerships heretofore subsisting between Ramji Jethabhai, Janmohamed Cassam and Madhusudan Amthalal Trivedi, carrying on business under the name and style of Ramji Jethabhai now known as the Mombasa Car Mart and the Mombasa Spray Painting Works at Mombasa has been dissolved by mutual consent with effect from the 2nd day of November, 1945, by the retirement of Madhusudan Amthalal Trivedi from the said partnerships.

The remaining partners, Ramji Jethabhai and Janmohamed Cassam, will henceforth carry on the said business of the Mombasa Car Mart and the Mombasa Spray Painting Works at Mombasa, and all assets and liabilities of the said business will be collected and paid by the said remaining partners.

Mombasa,
6th November, 1945.

A. C. SATCHU,
Advocate for the said Partners.

GENERAL NOTICE No. 1746

TOTAL VALUE OF MERCHANDISE IMPORTED INTO KENYA AND UGANDA FROM THE PRINCIPAL SOURCES OF SUPPLY DURING THE MONTH OF MAY, 1945, AND ALSO DURING THE PERIOD JANUARY TO MAY, 1945

Countries of Origin	May, 1945	Jan./May, 1945
	Sh.	Sh.
United Kingdom	2,999,995	32 456,082
Aden	7,209	22,965
Ceylon	—	8,896
Cyprus	13,623	45,000
India	7,126,557	20 740,423
Union of South Africa	1,807,982	17 599,801
Southern Rhodesia	95,644	106,163
Zanzibar	567,261	1 472,148
Seychelles	2,109	21,233
Canada	244,797	1 293,247
Leeward Islands	—	12,565
Australia	139,906	307,848
Anglo-Egyptian Sudan	—	86,239
Tanganyika Mandated Territory	1,320,693	1 852,862
Other British Possessions	8,702	36,702
Italy	—	37,802
Portugal	—	13,727
Sweden	13,668	13,668
Switzerland	—	58,158
Czechoslovakia	—	14,205
Hadramaut	4,290	699,491
Iraq	—	182,391
Palestine	1,090	25,666
Persia	1,419,812	10 556,806
Egypt	198	9,147
United States of America	7,270,187	10 306,748
Argentina	—	12,843
Belgian Congo	472,646	754,099
Ruanda Urundi	—	52,659
Southern Somalia	26,611	164,179
Other Foreign Countries	5,972	21,025
TOTAL .. Sh.	23,548,952	11 984,788

Subject to revision on receipt of further amendments to entered details.

Custom House,
Mombasa, 29th October, 1945

A. W. NORTHROP,
Commissioner of Customs,
Kenya and Uganda

GENERAL NOTICE No. 1747

NOTICE TO IMPORTERS

WAR RISK INSURANCE SURCHARGES

NOTICE to Importers appearing in General Notice No. 1282 of 20-8-45 is amended by the following new rates:—

	Rate %
India, Ceylon, Australia and New Zealand	4/-
Burma	5/-
Dutch East Indies, Malay, Philippines and adjacent islands	7/6
Local voyages	2/-
Mauritius, Madagascar, Reunion	2/-
(Effective from 24-9-45)	

East Africa to or from:—

Aden	3/4d.
Australia and New Zealand	3/4d.
America—	
South—Atlantic and Pacific ports	3/4d.
Ceylon	3/4d.
India	3/4d.
North Africa—Atlantic ports	3/4d.
Persian Gulf	3/4d.
Portugal	3/4d.
Spain	3/4d.
West Indies	3/4d.

(Effective from 11-10-45)

Custom House, Mombasa,
8th November, 1945.

A. W. NORTHROP,
Commissioner of Customs,
Kenya and Uganda.

GENERAL NOTICE No. 1748

NOTICE OF CHANGE OF NAME

I, Harbhajan Singh s/o Udham Singh, formerly called and known by the name of Jhanda Singh s/o Udham Singh, of Mombasa in the Protectorate of Kenya, hereby give notice that on the 13th day of April, 1945, I formally and absolutely renounced, relinquished and abandoned the use of my said name of Jhanda Singh and then assumed, adopted and determined henceforth on all occasions whatsoever to use and subscribe the name of Harbhajan Singh instead of the said name of Jhanda Singh.

And I give further notice that by a ceremony in the Siri Guru Singh Sabha, Mombasa, on 13th April, 1945, confirmed by their letter of 18th October, 1945, I formally and absolutely renounced and abandoned the said name of Jhanda Singh and declared that I have assumed and adopted and intended therefrom upon all occasions whatsoever to use and subscribe the name of Harbhajan Singh instead of Jhanda Singh and so as to be, at all times thereafter, called, known and described by the name of Harbhajan Singh.

Mombasa, 31st October, 1945.

HARBHAJAN SINGH.

GENERAL NOTICE No. 1342

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 Friday the 2nd November, 1945, at 10 a.m. or as soon thereafter as appeals can be heard.

Nairobi, 31st August, 1945.

E. J. O'FARRELL, Registrar,
H.M. Court of Appeal for E.A.

CAUSE LIST

Appeal No.	Civil or Criminal	Appellant	Respondent	Original No. of Case	Appeal from
106/45	Criminal	Rosen s/o Kibogo	Rex	Cr. Case No. 222/44	H.M. Supreme Court of Kenya at Mombasa
197/45	"	Abdulla Karim Ratansi	Rex	Cr. App. No. 116/44	H.M. High Court of Tanganyika at Dar es Salaam
205/45	"	Saidi s/o Hirba	Rex	Cr. Case No. 140/45	H.M. High Court of Tanganyika at Arusha
206/45	"	Gitiyada s/o Gitarowet	Rex	do	do
207/45	"	Gitcheroti s/o Matu	Rex	do	do
216/45	"	Namwaya s/o Lumukhwana	Rex	Cr. Case No. 55/45	H.M. Supreme Court of Kenya at Kisumu
224/45	"	Selemani s/o Mapigi	Rex	Cr. Case No. 171/45	H.M. High Court of Tanganyika at Tabora
225/45	"	Nuno Nur Mohamed	Rex	Cr. Conf. Case No. 788/45	H.M. Supreme Court of Kenya at Nairobi
226/45	"	Nuno Aden Alio	Rex	do	do
227/45	"	Katani s/o Kabwika	Rex	Cr. Case No. 235/45	H.M. High Court of Tanganyika at Mwanza
228/45	"	Omenda s/o Aunga	Rex	Cr. Case No. 128/48	H.M. Supreme Court of Kenya at Nairobi
229/45	"	Obaga s/o Nyasebi	Rex	do	do
230/45	"	Sazia s/o Mulimangano	Rex	Conf. Case No. 2/45	H.M. High Court of Tanganyika at Dar es Salaam.
231/45	"	Gardi s/o Souja	Rex	Cr. Case No. 179/45	do
232/45	"	Bwanamali s/o Salim	Rex	do	do
233/45	"	Bakari s/o Saleha	Rex	do	do
234/45	"	Patrisi Lemja	Rex	Cr. Case No. 48/45	H.M. High Court of Uganda at Mbale
235/45	"	Simeo Matovu	Rex	Cr. App. No. 87/45	H.M. High Court of Uganda at Kampala
236/45	"	Petero Ngirimpisi	Rex	Cr. Case No. 154/45	do
237/45	"	Yokana Kayongo	Rex	Cr. Case No. 155/45	do
238/45	"	Habib Ramji	Rex	Cr. App. No. 50/45	H.M. High Court of Tanganyika at Dar es Salaam
239/45	"	Nand Sing	Rex	Cr. App. No. 102/45	H.M. Supreme Court of Kenya at Nairobi
240/45	"	Harish Chandra	Rex	Cr. App. No. 104/45	do
241/45	"	Wilson Oyo s/o Obiero	Rex	Cr. Case No. 269/45	H.M. High Court of Tanganyika at Musoma
242/45	"	Musa bin Asumani	Rex	Cr. Case No. 126/45	H.M. High Court of Uganda at Kampala
243/45	"	Bernardo Wamamwunga s/o Dani	Rex	Cr. Case No. 168/45	H.M. High Court of Uganda at Mbale
244/45	"	Franco Oola s/o Oleng	Rex	Cr. Case No. 172/45	H.M. High Court of Uganda at Gulu
245/45	"	Zakayo Mayugi s/o Koyo	Rex	Cr. Case No. 192/45	H.M. High Court of Uganda at Masindi
246/45	"	Kapere s/o Semango	Rex	Cr. Case No. 207/45	H.M. High Court of Uganda at Fort Portal
247/45	"	Ite s/o Illukol	Rex	Cr. Conf. Case No. 3/45	H.M. High Court of Uganda at Kampala
248/45	"	Lotukei s/o Kionga	Rex	do	do
249/45	"	Ima s/o Aranavu	Rex	Cr. Conf. Case No. 4/45	do
124/45	"	Kartar Singh Bharaj	Rex	Cr. App. No. 17/45	H.M. Supreme Court of Kenya at Nairobi. (Application for leave to appeal to Privy Council from the judgment of Court of Appeal.)
125/45	"	Nazir Ahmed	Rex	Cr. App. No. 18/45	do
7/45	Civil	Suzanne Alice Solamalay	Joseph Lewis Solamalay	Div. Case No. 12/45	H.M. Supreme Court of Kenya at Nairobi
9/45	"	Central Picture House	Uganda Theatres Ltd.	Civ. Case No. 1/45	H.M. High Court of Uganda at Kampala. (Application for leave to appeal to Privy Council from the judgment of Court of Appeal.)
15/45	"	Stanley Kisitu	Nimrod L. Etusa	Civ. App. No. 4/43	H.M. High Court of Uganda at Kampala (Application)

GENERAL NOTICE No. 1749

NOTICE is hereby given that the partnership heretofore subsisting between Shrinbai d/o Suleman and Fatma w/o Abdul Hamid carrying on business in Race-course Road, Nairobi, under the name or style of "United Confectionery Works" has been dissolved by mutual consent by the retirement therefrom of the said Fatma w/o Abdul Hamid as from the 15th July, 1945.

The said Shrinbai d/o Suleman will henceforth carry on the said business under the said firm name or style and pay and discharge and receive all debts owing by and to the said business.

SHRINBAI D/O SULEMAN,
Continuing Partner.

FATMA W/O ABDUL HAMID,
Retiring Partner.

Nairobi,
17th October, 1945.

GENERAL NOTICE No. 1750

STIRLING & SCOTT, LIMITED

NOTICE is hereby given, pursuant to section 232 of the Companies Ordinance, 1933, that a general meeting of the members of the above-named company will be held at 12 noon on 17th December, 1945, at the office of the liquidator, J. W. Stirling, Burnbrae Road, Nairobi, for the purpose of having an account laid before them, showing the manner in which the winding up has been conducted, and the property of the company disposed of, and of hearing any explanation that may be given by the liquidator, and also of determining by extraordinary resolution the manner in which the books, accounts and documents of the company and of the liquidator shall be disposed of.

9th November, 1945.

J. W. STIRLING,
Liquidator.