



THE
OFFICIAL GAZETTE
OF THE
COLONY AND PROTECTORATE
OF
KENYA
(SPECIAL ISSUE)

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

Vol. XXXI.—No. 1.

NAIROBI, January 1, 1929.

Price 50 Cents.

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

TABLE OF CONTENTS

	PAGE
Proclamation No. 1—The Revised Edition of the Laws Ordinance	3
Govt. Notice No. 1—The Subsidiary Legislation (Operation) Rules, 1928	4
“ “ “ 2—The Subsidiary Legislation (Operation) Regulations, 1928 ..	59

Colony and Protectorate of Kenya.

PROCLAMATION NO. 1.



THE REVISED EDITION OF THE LAWS ORDINANCE
AND
THE REVISED EDITION OF THE LAWS
(AMENDMENT) ORDINANCE, 1928.

PROCLAMATION.

J. W. BARTH.

L.S.

BY His Excellency Sir Jacob William Barth,
Knight, Commander of the Most Excellent
Order of the British Empire, Acting Governor
and Commander-in-Chief of the Colony and
Protectorate of Kenya :

WHEREAS under the powers conferred by the Revised Edition of the Laws Ordinance, as amended by the Revised Edition of the Laws (Amendment) Ordinance, 1928, supplementary volumes to the revised edition of the Ordinances containing all such local Orders in Council, Proclamations, Rules and Regulations in force on the thirty-first day of December, 1926, as appear to the Commissioners to be of sufficient importance to be included, have been prepared, and it is expedient that the said supplementary volumes be brought into force :

AND WHEREAS by section 9A of the Revised Edition of the Laws Ordinance it is provided that each volume of every copy of the supplementary volumes to the revised edition of the Ordinances when printed shall be impressed on the title-page thereof with the Public Seal of the Colony :

AND WHEREAS it is further provided by the said section that on some convenient day thereafter the Governor shall by a proclamation published in the Gazette notify that copies of the supplementary volumes to the revised edition of the Ordinances have been duly impressed as aforesaid, and are ready for issue at the Secretariat :

NOW, THEREFORE, in exercise of the powers conferred upon me by the said section 9A of the Revised Edition of the Laws Ordinance, I do hereby notify that each volume of every copy of the supplementary volumes to the revised edition of the Ordinances has been duly impressed with the Public Seal of the Colony and that copies of the said supplementary volumes to the revised edition of the Ordinances are ready for issue at the Secretariat.

GOD SAVE THE KING.

Given under my hand and the Public Seal of the Colony at Nairobi, this 1st day of January, 1929.

By Command of His Excellency the Acting Governor.

JUXON BARTON,
Acting Colonial Secretary's Deputy.

GOVERNMENT NOTICE NO. 1.

Rules Incorporating the various Amendments which have been effected since 31st day of December, 1926, in the Supplementary Volumes to the Revised Edition of Ordinances prepared under the Authority of the Revised Edition of the Laws Ordinance as Amended by the Revised Edition of the Laws (Amendment) Ordinance, 1928.

IN EXERCISE of all the powers thereunto enabling him, His Excellency the Acting Governor in Council has been pleased to make the following Rules, Regulations, Proclamations, Orders and By-laws, hereinafter referred to as "these Rules" :—

1. These Rules may be cited as "the Subsidiary Legislation (Operation) Rules, 1928," and shall come into operation on the date of the publication of the proclamation under section 9A of the Revised Edition of the Laws Ordinance announcing the issue of supplementary volumes to the Revised Edition of Ordinances containing local Orders in Council, Proclamations, Rules, Regulations and By-laws of the Colony in force on the 31st day of December, 1926, hereinafter referred to as "the Subsidiary Legislation."

2. The several Rules, Regulations, Proclamations, Orders and By-laws contained in several Chapters of the Subsidiary Legislation and mentioned in the First Schedule to these Rules are hereby amended in the manner indicated in the said Schedule.

3. The several Rules, Regulations, Proclamations, Orders and By-laws mentioned in the Second Schedule to these Rules are hereby revoked.

By Command of His Excellency the Acting Governor in Council.

This 27th day of December, 1928.

JUXON BARTON,
Clerk to the Executive Council.

FIRST SCHEDULE.**CHAPTER 24.**

(LEGISLATIVE COUNCIL.)

Rules (8) to (10) inclusive of Rules for the Preparation of Register of Voters (Schedule II) are hereby rescinded and the following substituted therefor :—

“ (8) On or before the first day of January in every year a notification shall be published in the Gazette calling upon all persons desirous of having their names inserted in any register of voters to forward their claims to the proper registering officer. Such claims shall reach the registering officer before the first day of the following September. Every claim shall contain the particulars specified in Rule (1) (b), and shall be signed as therein required.

Notice
inviting
claims.

(9) (a) The registering officer shall, on or before the first day of the succeeding month of October prepare revised registers of voters.

Preparation
of revised
registers.

(b) In preparing such revised registers the registering officers shall include the names of all persons appearing entitled to have their names inserted therein, and shall expunge from the registers the name of any person who is dead or who has become disqualified or has left the electoral area. The registering officer shall also correct any mistake or supply any omission which appears to have been made in the register.

(c) On completion of the registers, copies thereof shall be published in the Gazette, together with a list of all names of persons which have been expunged from the register, and notice shall be given in the principal newspapers circulating in the Colony that copies of the register, and of the list of names expunged, have been published as aforesaid, and that the registers, or copies thereof, are open for inspection at all reasonable hours of the day at the offices of the registering officers of the several electoral areas, and at such other places, if any, as shall be specified in the notice.

(10) (a) Claims and objections may be made with regard to the revised registers in the manner provided by Rule (5) and within the time therein prescribed. Such claims shall be heard and determined by the registering officer in the manner provided by the said rule.

Claims and
objections
with regard
to revised
register.

(b) Appeals may be made to the revising officers from the decision of the registering officer in the manner provided by rule (6), and the registering officer and the revising officer shall respectively proceed as therein provided.

(c) The registering officer shall certify the revised registers in manner provided by Rule (7), and the registers so certified shall come into operation on the first day of January following the publication of the register under Rule (9) (a), and shall continue in operation until superseded by other revised registers.

(d) If any revised register is not prepared in due time, the register in operation immediately before the time at which the new register ought to have been prepared shall continue in operation until the new register is prepared.

(e) There shall be an appeal from the decision of the revising officer in any case to the Supreme Court."

Rule (15) of the Rules for the Election of Members (Schedule III) is hereby revoked and the following substituted therefor :—

Presiding Officers.

"(15) The Governor shall appoint a person (in these Rules called a "presiding officer") to preside at each polling station. Such presiding officer shall be supplied with a copy of the register of voters containing the names of voters residing in the area assigned to his polling station."

The following shall be inserted as Rule 15A of the Rules for the Election of Members (Schedule III) :—

Deputy Presiding Officers.

"15A. The Governor may appoint at each polling station a deputy presiding officer who shall act as presiding officer in the event of illness or unavoidable absence of the presiding officer. A deputy presiding officer when so acting shall exercise all the powers and perform all the duties of the presiding officer under these Rules."

CHAPTER 39.

(REFORMATORY SCHOOLS.)

Rule 9 (a) is hereby revoked and the following is substituted therefor :—

"(a) Such person as the Governor may, by notice in the Gazette, appoint shall be Chairman, the District Commission, Nairobi, shall be Deputy Chairman and the Committee of Visitors shall appoint their own Secretary annually at their first meeting in each year."

Rule 9 (e) is hereby revoked and the following is substituted therefor :—

"(e) All instructions by the Committee to the Superintendent shall be in writing signed by the Chairman and Secretary, or by the Deputy Chairman and Secretary, and dated."

CHAPTER 59.

(STOCK TRADERS' LICENCE.)

The Stock Traders' (Licence) Rules are hereby revoked.

CHAPTER 62.

(RESTRICTION OF IMMIGRATION.)

Rule 7 of the Rules under the Immigration Ordinance on page 324 of the Subsidiary Legislation is hereby cancelled and the following Rule is substituted therefor :—

“ 7. Every person to whom such permit has been granted shall report himself personally or by letter at such times as may be specified in the permit to the officer issuing such permit or to such officer in the service of the Government as the officer issuing the permit may from time to time direct : Provided that whenever a conditional permit holder shall at any time during the continuance of such permit change his place of residence in the Colony he shall immediately report such change of residence in the manner hereinbefore provided.”

Sub-rule (2) of Rule 13 of the Rules under the Immigration Ordinance on page 325 of the Subsidiary Legislation is cancelled and the following sub-rule is substituted therefor :—

“ 13. (2) Subject to the provisions of the Customs Ordinance, the Ports Ordinance, and the Public Health Ordinance, no person other than the Immigration Authorities and the agents of the shipping line to which the ship belongs shall board any ship until the immigration flag is lowered or until permission to do so is granted by the Immigration authorities.”

CHAPTER 67.

(PETROLEUM.)

The Petroleum Possession and Transport Rules are hereby revoked, and the following Rules are substituted therefor :—

“ 1. These Rules may be cited as ‘ the Petroleum Short title. Possession and Transport Rules, 1927.’

2. In these Rules, unless the context otherwise requires, Interpretation. the following terms shall have the meaning hereby assigned to them :—

‘ The Act ’ means the Indian Petroleum Act, 1899. Words and expressions as defined in the Act have the same meaning when used in these Rules.

‘ Garage ’ means any building or structure available to the general public and used for the repair, storage or sale of motor vehicles.

‘ Local Authority ’ means—

- (a) in areas under a municipality, the municipal corporation ;
- (b) in other cases, the District or Resident Commissioner as the case may be.

'Petroleum in bulk' means petroleum in quantities exceeding five hundred gallons contained in any one receptacle.

'Premises' means any building together with the land on which the same is situated and any adjoining land used in connection therewith and includes a garage.

'Protected works' includes buildings in which persons dwell or assemble, docks, wharves, timber yards, public roads and any other place not forming part of an installation which the Governor in Council may by notification declare as protected works, it being understood that the timekeeper's or administrative office of an installation does not come under the classification of 'protected works.'

'Storage shed' means a building used for the storage of dangerous petroleum in excess of forty gallons otherwise than in bulk, or non-dangerous petroleum exceeding five hundred gallons otherwise than in bulk.

'Filling shed' means a building used for the sole purpose of washing, cleaning and filling petroleum containers.

The storage and filling sheds may be under one roof, provided they are separated by a wall of metal sheeting, masonry or concrete. A doorway shall be permitted in the wall giving direct communication between the storage and filling sheds: Provided such doorway be of such type as to enable it at all times to be closed immediately by a fireproof door.

Issue of licences.

3. Licences for keeping non-dangerous petroleum exceeding five hundred gallons in quantity or dangerous petroleum exceeding forty gallons in a storage shed may be issued by a District Commissioner and shall ordinarily be granted only when the premises intended to be used for the storage of such petroleum fulfil the conditions of Rule 4 and Rule 6 (5).

Provided that the District Commissioner, with the approval of the Governor in Council, may, for special reasons to be recorded by him in writing before granting such licence, dispense with any or all of the said conditions. Such licence to be endorsed accordingly.

Storage sheds.

4. The following conditions shall apply to the construction, maintenance, and operation of storage sheds and shall be specified in all licences for the storage of petroleum:—

(a) Licences may be granted for any quantity of petroleum to be stored in any one building, provided that the doorways and other openings of the storage shed shall be built up to a height of two feet above the level of the road or street, or the floor sunk to a depth of two feet below the level of the road or street, so that the petroleum cannot flow out from the building in the case of its escape from the receptacle or receptacles in which it is contained; or the building itself shall be surrounded with a masonry wall or embankment, or both, not less than two feet high. When the quantity of petroleum stored exceeds 16,000 Imperial gallons, that is 2,000 cases, the height or depth shall be three feet. A combination of both these methods is permissible.

A clear space of at least three feet in width must be left between the various storage sheds and a clear space of at least twenty feet between such sheds and protected works and the boundaries separating adjoining plots.

There shall be a space of at least fifty feet between storage sheds containing dangerous petroleum and sidings on which working locomotives pass.

- (b) The storage shed shall be constructed entirely of non-inflammable material and may have a rammed earth floor.
- (c) Adequate ventilation shall be provided.
- (d) Every person managing or employed on or in connection with a storage shed shall abstain from any act whatever which tends to cause fire and which is not reasonably necessary, and shall prevent any other person from doing such act.
- (e) No smoking shall be permitted in a storage shed or adjacent thereto and suitable notices to this effect shall be conspicuously posted on the premises.
- (f) No fire or naked lights shall be permitted in or adjacent to a storage shed.
- (g) Electric lights, where used, in or adjacent to a storage shed, shall be enclosed in a double glass within a wire cage. The outer glass shall be gastight. All switches and fuses shall be outside the storage shed and shall be enclosed in gastight boxes.
- (h) Supplies of sand or dry earth (not less than 15 cwt.) shall be kept available for use in case of fire, also at least one extinguisher of the "Foam" type shall be kept on the premises.
- (i) The capacity in gallons shall be conspicuously marked on the storage shed.
- (j) No vessel containing petroleum shall be opened and no petroleum shall be drawn from any vessel within the building in which the petroleum is stored.
- (k) If the District Commissioner requires the holder of the licence, by notice in writing, to execute any repairs to any part of the installation which may, in the opinion of such officer, be necessary for the safety of the premises in respect of which the licence is granted and of adjacent premises, the holder of the licence shall execute the same within such period, not being less than one week from the date of the receipt of the notice, as may be fixed by the notice.
- (l) Such conditions as may be required in any particular case, with the approval of the Governor in Council.

5. Notwithstanding anything in these Rules to the contrary, a District Commissioner may grant a licence for the storage of dangerous petroleum in underground tanks, for the purpose of retailing to the public, subject to the following conditions :—

- (a) In places where a municipal corporation has been established the application shall be accompanied by a certificate from the town clerk approving the site on which it is proposed to erect the installation, also the plans of the proposed buildings.

- (b) Tanks must be substantially constructed, sealed and not liable to leak. Access to their interior must be attainable only through manholes fitted with screw-down metal cover plates. They must be so situated that fuel cannot be drawn from them except by pumping or by water pressure.
- (c) Tanks must be placed underground, and if under a building they must be covered with reinforced concrete not less than six inches thick. Tanks must be wholly below the level of the lowest floor of any such building, and any adjacent buildings, and must be filled only from the open through oil-tight pipes fitted with screwed caps or valves.
- (d) A vent pipe not exceeding two inches in diameter, carried to the open air at least ten feet from the ground and either at least ten feet from any door, window, chimney or exhaust pipe or above the roof and suitably protected by two non-corrodible wire gauze diaphragms must be fixed to each tank.
- (e) All tanks must be electrically earthed or grounded.
- (f) The capacity of any individual tank must not exceed one thousand gallons.
- (g) All fixed pipes must be of metal and be in positions where they will not be liable to be damaged.
- (h) Pipes for filling the tanks must extend inside to within six inches of the bottom of the tank and must be fitted with screwed metal couplings for their connection to the source of supply, and must be electrically earthed or grounded.
- (i) Mobile engines must stand in the open when their tanks are being filled.
- (j) The pump or pumps shall be placed in the position shown on a plan submitted, the pipe connection between the tank and the pump or pumps shall be placed underground, and all joints, valves and cocks of an approved type shall be installed and maintained in a gastight condition.
- (k) For the purpose of charging the tanks of motor vehicles, the petroleum shall be pumped through approved measuring vessels, fixed in approved positions, through sound metallic hose, electrically earthed or grounded, fitted with an approved quick-acting leak-proof cock, and with an approved nozzle, into the tanks of motor vehicles.
- (l) If the District Commissioner call upon the holder of a licence by a notice in writing to execute any repairs to the installation which may, in the opinion of such officer, be necessary for safety, the holder of a licence shall execute the repairs within such period as may be fixed by the notice: Provided that such period shall be not less than one week from receipt of the notice.
- (m) All due precautions shall be taken to prevent unauthorised persons having access to any petroleum kept and to the supply tank.

- (n) No artificial light other than incandescent electric light may be used near tanks or pumps and every person employed on or in connection with such storage and distribution shall, when near storage or distribution apparatus, abstain from any act whatsoever which tends to cause fire or explosion and which is not reasonably necessary, and shall prevent any other person, whilst near such apparatus, from doing any such act.
- (o) Buckets filled with dry earth or sand and at least one extinguisher of the "Foam" type must be provided near the pumps.
- (p) The installation shall be liable to inspection by any officer duly authorised in that behalf by the District Commissioner.

6. Notwithstanding anything in these Rules to the contrary, a District Commissioner may, subject to any other laws and regulations in force, grant a licence for keeping dangerous petroleum on premises subject to the following conditions :—

- (1) The possession of dangerous petroleum may be permitted : Provided that—
 - (a) the dangerous petroleum shall be contained in gastight, tinned or galvanized sheet iron, steel or lead plate receptacles fitted with well-made filling holes and well-fitting screw plugs, or fitted with screw caps or other metal air-tight caps, subject to the following provisions—
 - (b) an air space of at least $2\frac{1}{2}$ per cent. of the capacity of the receptacle shall be left in each receptacle at the time of filling ;
 - (c) all receptacles shall be so substantially constructed and secured as not to be liable, except under circumstances of grave negligence or extraordinary accident, to be broken or become defective, leaky or insecure ;
 - (d) the nature of the contents and the words "highly inflammable," shall be distinctly marked on all receptacles ;
 - (e) such receptacles shall be kept in iron bins at least three-sixteenths of an inch thick, or concrete bins or in concrete masonry or brick-lined cement-faced pits ;
 - (f) such bins or pits shall be substantially constructed to the approval of the District Commissioner ;
 - (g) such bins or pits shall be provided with a close-fitting iron door or manhole cover and with a ventilation pipe at least one inch in diameter communicating with the open air at least ten feet from the ground and either at least ten feet from any door, window, chimney or exhaust pipe, or above the roof ;
 - (h) the door opening of such bins or pits shall be at such height that the portion below the opening can contain five per cent. in excess without flow therefrom of the quantity of petroleum allowed to be stored therein ;

Bin or pit storage.

- (i) not more than five hundred gallons of dangerous petroleum shall be kept in any such bin or pit and not more than forty gallons shall be kept on the premises, at any one time, outside such bin or pit, except when it is desired to keep dangerous petroleum on the premises in metal drums of capacities of not less than forty gallons and of not more than sixty-five gallons for the purposes of distribution therefrom by means of approved appliances, in which case one such metal drum for each such approved appliance shall be allowed to be kept on the premises outside such bin or pit;
- (j) any such bin or pit shall be at least twenty feet from the nearest part of any other such bin or pit on the same or on other premises.
- (2) No vessel shall be filled or replenished with dangerous petroleum nor shall the contents of any such vessel be exposed in the presence of fire or artificial light, except such light and fittings of the construction, position and character as described in Rule 4 (g) and not liable to ignite any inflammable vapour arising from such petroleum, nor shall any fire or artificial light capable of igniting inflammable vapour be brought within dangerous proximity to the place where any vessel containing dangerous petroleum is being kept; nor shall any such filling or replenishing be carried out within the premises.
- (3) In the case of dangerous petroleum kept or conveyed for any purpose whatsoever—
- (a) all due precautions shall be taken for the prevention of accidents by fire or explosion and for the prevention of unauthorised persons having access to any dangerous petroleum kept or conveyed and to the vessels containing or intended to contain, or having actually contained the same;
- (b) every person managing or employed on or in connection with any garage, store, bin, pit or other receptacle where or in which dangerous petroleum is being kept in excess of forty gallons, shall abstain from smoking and from every other act whatsoever which tends to cause fire or explosion, and which is not reasonably necessary and shall prevent any other person from committing such act;
- (c) notices forbidding smoking, in letters of at least six inches in height, shall be conspicuously displayed on the premises.
- (4) Supplies of not less than 7 cwt. of sand or dry earth, and at least one extinguisher of the "Foam" type, shall be kept in every garage available for use in case of fire. Such sand, earth, and extinguisher shall be maintained in a condition suitable for its intended purpose.

- (5) In places where a municipal corporation has been established, the application for a licence under this rule shall be accompanied by a certificate from the town clerk approving the site and construction of the bins or pits in which the petroleum is to be stored in accordance with these rules.
- (6) Petroleum shall not be allowed to escape into any inlet or drain communicating with a sewer.
- (7) Applications for licences under this rule shall be submitted in accordance with Rule 11 (2).

7. (1) A District Commissioner may, with the approval of the Governor in Council, grant a licence for the storage of petroleum in bulk in accordance with plans approved by the local authority. The following conditions shall apply to the construction, maintenance and operation of a bulk petroleum installation and shall be specified in all licences for the storage of petroleum in bulk :—

The minimum distance of outside above-ground tanks to boundary line of adjoining property shall be—

Capacity of tank in Imperial Gallons.	Minimum distance to boundary line of adjoining property.
0 to 12,000 10 feet
12,001 to 24,000 15 feet
24,001 to 30,000 20 feet
30,001 to 50,000 25 feet
Above 50,000 25 feet

Distance between any tank and railway siding upon which it is intended to work locomotives	50 feet
--	---------

The minimum distances between above-ground storage tanks shall be—

Capacity of tank (or the larger of the two tanks between which distance is to be measured) Imperial Gallons.	Minimum distance between tanks.
300 or less 3 feet.
500 „ „ 3 feet.
1,000 „ „ 3 feet.
8,000 „ „ 3 feet.
12,000 „ „ 3 feet.
18,000 „ „ 3 feet.
24,000 „ „ 5 feet.
30,000 „ „ 10 feet.
48,000 „ „ 10 feet.
75,000 „ „ 13 feet.
100,000 „ „ 15 feet.
150,000 „ „	Distance equal to the diameter (or the greatest horizontal dimension if the tank is not cylindrical) of the tank or of the larger of the two tanks between which the distance is to be measured, or 50 feet, whichever is the lesser.
200,000 „ „	
500,000 „ „	
1,000,000 „ „	
2,500,000 „ „	

(2) Tanks shall be made of mild steel, or other approved material and shall be designed and constructed according to British standards or other standards approved by the Director of Public Works.

(3) Storage tanks may be arranged entirely below, partially above, or completely above the surface of the ground.

- (a) Tanks entirely below the surface of the ground must be covered to a minimum depth of 12 inches, with the exception of manhole covers. Where, in the event of a serious leakage, there is a possibility of water supplies, courses, or drainage systems adjacent to the depot being contaminated, the tank must be completely surrounded by puddled clay not less than 12 inches in thickness, or by fine concrete of a thickness to be approved by the Director of Public Works.
- (b) Tanks partially above the surface of the ground may be set in one of the following methods :—
- (i) Left exposed in a pit excavated in the ground, the sides of the pit to be carried out to easy slopes. The pit shall be capable of holding a volume of petroleum not less than 5 per cent. in excess of the capacity of the tanks. Bunding may be resorted to reduce the tank yard area, such bunding being provided with clay or other impermeable core.
- (ii) Sunk not less than 5 ft. and mounded over with soil to a minimum depth of 12 inches, with the exception of the manhole covers. This method of construction to apply only to tanks not exceeding 9 ft. in diameter, or alternatively, in height.
- (iii) Sunk less than 5 ft. and mounded as in method No. (ii). Soil to be supported by retaining walls constructed in brick, concrete, or as otherwise approved.

Where, in the event of a serious leakage, there is a possibility of water supplies, courses or drainage systems adjacent to the depot being contaminated :—

Under method (i) the floor and sides of the pit must be formed of concrete or as otherwise approved by the Director of Public Works.

Under methods (ii) and (iii), the tank must be completely surrounded by puddled clay not less than 12 inches in thickness, or by fine concrete of a thickness to be approved of by the Director of Public Works.

(iv) The method provided under (c) for tanks completely above the surface of the ground may be applied as a further alternative method for use with tanks partially above the surface of the ground.

- (c) (i) Tanks completely above the surface of the ground must be supported on approved brick, stone or concrete piers or other approved method, and surrounded by brick, stone or concrete walls or earth-bund forming pits or wells capable of holding a volume of petroleum not less than 5 per cent. in excess of the capacity of the tanks. Where, in the event of a serious leakage, there is a possibility of water supplies, courses, or drainage systems adjacent to the depot being contaminated, the floor of the pit or well must be formed of concrete or as otherwise approved by the Director of Public Works.

- (ii) An air space of not less than 2.5 per cent. of their capacity (including the manhole) must be provided in the tanks to allow for expansion.
- (iii) The District Commissioner may require the provision of a fireproof roof over uncovered tanks where special conditions exist, such as danger from sparks.
- (iv) Storage tanks must be adequately protected from rust and, where exposed, must be painted white or some other light colour.
- (v) Pits or wells must not be connected with any drain, either permanently or temporarily.

(4) The space over buried tanks must not be used for any purpose other than the temporary storage of empty metallic packages, except in the case of tanks protected by concrete covering, where, with the special approval of the District Commissioner, use of this space may be made for filling vehicles, but no roof or building shall be provided over buried tank. The District Commissioner, in cases where the position of buried tanks is not obvious, may require a fence to be provided round the area.

(5) Ventilating pipes must be fixed to each tank and the openings of these pipes must be adequately screened with non-corrodible wire mesh of not less than 30 x 30 to the inch.

(6) All manholes and other openings, except vent pipes, must be air-tight when closed.

(7) All pumping mains and pipes must be furnished with a means of stopping a flow of petroleum from the tanks in the event of any injury to the pipe lines.

(8) All enclosures surrounding tanks, when the latter are mounted on concrete foundations and when the entire bed within the enclosure is of concrete shall be drained by a pipe fitted with a valve actuated from the outside of the enclosure. Such valve shall always be kept closed except when actually in use. No water shall be allowed to accumulate in the enclosure.

(9) All ventilating openings on tanks shall be protected by double diaphragms of strong non-corrodible wire gauze having a mesh of not less than 30 x 30 to the inch, the diaphragms to be spaced not less than three inches apart; if not provided with such ventilating openings, each tank shall be fitted with a safety-valve of a type approved by the Director of Public Works.

(10) The roofs of all tanks shall be gas-tight, except for the ventilating openings as provided in condition (5).

(11) All leaks in tanks shall be promptly repaired.

(12) No fire or naked lights shall be permitted within the installation except in such buildings as are set apart for offices, soldering shed, laboratory, living quarters, engine room, boiler house or smithy.

(13) The capacity of a tank in gallons shall be conspicuously marked thereon.

(14) Such other conditions as may be required in any particular case:

Provided that a District Commissioner, with the approval of the Governor in Council, in the case of bulk petroleum installations constructed and existing on or before the date of publication of these Rules, may, for special reasons to be recorded by him in writing before granting such a licence, dispense with any or all of the above conditions. Such licence shall be endorsed accordingly.

Soldering of filled tins.

8. The soldering of filled tins shall not be carried out in the filling shed but shall be done in a separate building not less than fifty feet distance therefrom. The soldering irons, unless electrically heated, shall be heated in a separate compartment from that in which the soldering takes place; fires used for heating solder bolts to be at least three feet above ground level. The opening between these two compartments through which the soldering irons are passed shall be at a height of not less than three feet from the ground and shall be provided with an iron shutter which can be lowered at once.

Inspection of premises.

9. The District Commissioner or any officer deputed by him for the purpose or any police officer of or above the rank of European police constable may enter any premises in respect of which a licence for the possession of petroleum has been granted for the purpose of inspecting the same at any time between sunrise and sunset.

Inspection of vessels, bins, etc.

10. The District Commissioner or any officer deputed by him for the purpose or any police officer as aforesaid may, on such entry, require any licensee to show him any of the vessels, bins or tanks in which any of the petroleum in his possession is stored or contained, to give him such assistance as he may require for examining the same, and to deliver to him a sample from any vessel which he indicates for this purpose on payment of the value of such sample.

Application for licences to possess petroleum.

11. (1) Every application for a licence to possess petroleum shall be in writing and shall be accompanied by a plan drawn to scale, showing the site of the installation and the design of the storage shed or tank, in all respects in sufficient detail to enable the project to be fully understood. The application shall be submitted to the licensing officer.

(2) Applications for licences for the possession of petroleum shall specify :—

- (a) The description and quantity of petroleum which the applicant desires to keep, and the manner in which it is proposed to store it.
- (b) The name and position of the premises in which it is proposed to keep the petroleum, and whether the said premises fulfil the conditions required by Rules 4 and 7, in so far as they are applicable to the installation.
- (c) The total amount of petroleum proposed to be kept in each building which it is proposed to erect.

Expiration of licence.

12. Every licence for the possession of petroleum shall expire on the 31st day of December of the year for which it is issued, except in the case of a licence for the possession of petroleum in bulk which may, with the approval of the Governor, be issued for a period not exceeding ten years.

13. Every application for the renewal of a licence for the possession of petroleum shall be made in the same manner as an application for an original licence, except that a plan need not be submitted, and shall be made not less than fifteen days before the day on which the original licence expires. Renewal of licences.

14. The following fees shall be charged per annum or for any lesser period for licences for the possession of petroleum, namely :— Fees for licences.

Non-Dangerous Petroleum.

	Shs. cts.
(1) When the quantity to be stored exceeds five hundred, but does not exceed five thousand gallons	20 00
(2) When the quantity to be stored exceeds five thousand gallons, Sh. 20 for each five thousand gallons to a maximum of Sh. 500.	

Dangerous Petroleum.

(3) When the quantity to be stored exceeds forty gallons, but does not exceed five thousand gallons	20 00
(4) When the quantity to be stored exceeds five thousand gallons, the same fees as those laid down for non-dangerous petroleum in sub-clause (2).	

15. Licences granted under these Rules shall be in the forms prescribed in the Schedule hereto. Form of licences.

16. Every licence granted under these Rules may be revoked at any time by the Governor in Council or by the officer who granted it, or his successor, on its being established to the satisfaction of the Governor in Council or of such officer that the licensee or any person in his employ has infringed any of its conditions or any provision of these Rules or the Act. Revocation of licences.

17. Petroleum shall be transported only if it is packed in air-tight tins or other vessels not easily broken, or is contained in bottles securely corked and carefully packed so as to avoid risk of breakage. Transport of petroleum.

18. Petroleum in bulk may be transported :—

- (a) By rail, if the petroleum is contained in tank-wagons or portable tanks approved by the Kenya and Uganda Railway Administration.
- (b) By a steamer, barge or other ship, certified to be fit for the service by the Port Captain or Marine Superintendent.
- (c) No petroleum in bulk shall be conveyed by road vehicle to or from any store except in substantial and securely closed vessels of a suitable type and no goods of an explosive or inflammable character shall be carried in the vehicle at the same time that dangerous petroleum is being so conveyed, and unless such vehicle is certified by the District Commissioner as being fit for such transport :

Transport of petroleum in bulk.

Provided that the petroleum in bulk shall be transported by road except in accordance with a licence issued by a District Commissioner :

Provided further that motor tank lorries used exclusively for the transport of petroleum may lawfully transport petroleum if licensed by the District Commissioner under this proviso. Such licence shall expire on the 31st day of December of the year in which it is issued. A charge of Shs. 5 shall be made for a licence under this Rule, which sum shall be additional to any licence fee payable under any other law for the time being in force.

**Supervision
by police.**

19. It shall be the duty of all police officers to see that the petroleum which is being transported is conveyed in the manner prescribed by these Rules, and in general to see that the foregoing Rules are properly enforced, and any such officer may stop and inspect any petroleum in transit and if necessary require the person in charge of the same to comply with these Rules.

**No relief from
liability for
damage.**

20. Nothing in these Rules shall be deemed to relieve any person from liability for damage caused by petroleum.

SCHEDULE OF FORMS.

FORM A.

*Licence to Possess Dangerous Petroleum to be Granted
under the Indian Petroleum Act, 1899.*

No..... Fee.....

Licence is hereby granted to.....
for the storage in the premises described below, of.....
gallons dangerous petroleum, subject to the conditions
prescribed by the Petroleum Possession and Transport Rules,
1927.

This licence shall expire on the 31st day of December
next following the date of issue hereof, and may be renewed
on application being made for this purpose not less than fifteen
days previous to the date of expiry.

Description of premises above referred to :—

.....
Date of issue.

.....
District Commissioner.

This licence is issued subject to the provisions of the
Petroleum Possession and Transport Rules, 1927, of which
the holder admits cognizance.

FORM B.

*Licence to Possess Petroleum other than Dangerous Petroleum
to be granted under the Indian Petroleum Act, 1899.*

No..... Fee.....

Licence is hereby granted to.....
for the storage in the premises described below, of.....
gallons of petroleum other than dangerous petroleum, subject
to the conditions prescribed by the Petroleum Possession and
Transport Rules, 1927.

This licence shall expire on the 31st day of December
next following the date of issue hereof, and may be renewed
on application being made for this purpose not less than fifteen
days previous to the date of expiry.

Description of the premises above referred to :—

..... Date of issue. District Commissioner.

This licence is issued subject to the provisions of the
Petroleum Possession and Transport Rules, 1927, of which
the holder admits cognizance.

FORM C.

*Licence to Possess Dangerous Petroleum in Underground
Storage Tanks granted under the Indian Petroleum
Act, 1899.*

No..... Fee.....

Licence is hereby granted to.....
of..... for the storage in an underground
tank on the premises described below and shown on the plan
annexed hereto, of..... gallons of dangerous
petroleum, subject to the conditions of the Petroleum
Possession and Transport Rules, 1927.

This licence shall expire on the 31st day of December
next following the date of issue hereof, and may be renewed
on application being made for this purpose not less than fifteen
days previous to the date of expiry.

Description of the premises above referred to :—

..... Date of issue. District Commissioner.

This licence is issued subject to the provisions of the
Petroleum Possession and Transport Rules, 1927, of which
the holder admits cognizance.

FORM D.

Licence to Possess Dangerous Petroleum in Bins or Pits to be granted under the Indian Petroleum Act, 1899.

No..... Fee.....

Licence is hereby granted to..... of.....
for the storage in*.....
.....on the premises described below of
.....gallons of dangerous petroleum, subject
to the conditions of the Petroleum Possession and Transport
Rules, 1927, and any amendments thereto now or hereafter
in force.

This licence shall expire on the 31st day of December
next following the date of issue hereof, and may be renewed
on application being made for this purpose not less than fifteen
days previous to the date of expiry.

Description of the premises above referred to :—

.....
District Commissioner.

District.....

Date.....

*Here state whether bins or pits and state how many of each.

This licence is issued subject to the provisions of the
Petroleum Possession and Transport Rules, 1927, of which
the holder admits cognizance.

FORM E.

Licence to Possess Petroleum in Bulk not being Dangerous Petroleum to be granted under the Indian Petroleum Act, 1899.

No..... Fee.....

Licence is hereby granted to.....
for the storage in the premises described below and shown
on the plan annexed hereto of.....gallons
of petroleum in bulk, other than dangerous petroleum, subject
to the conditions described by the Petroleum Possession and
Transport Rules, 1927.

This licence shall expire on.....
and may be renewed on application being made for this purpose
not less than fifteen days previous to the date of expiry.

Description of the premises above referred to :—

.....
Date of issue.

.....
District Commissioner.

This licence is issued subject to the provisions of the
Petroleum Possession and Transport Rules, 1927, of which
the holder admits cognizance.

FORM F.

Licence to Possess Dangerous Petroleum in Bulk to be granted under the Indian Petroleum Act, 1899.

No..... Fee.....

Licence is hereby granted to..... for the storage in the premises described below, and shown on the plan annexed hereto, gallons of dangerous petroleum in bulk, subject to the conditions prescribed by the Petroleum Possession and Transport Rules, 1927.

This licence shall expire on..... and may be renewed on application being made for this purpose not less than two months previous to the date of expiry.

Description of the premises referred to :—

..... Date of issue. District Commissioner.

This licence is issued subject to the provisions of the Petroleum Possession and Transport Rules, 1927, of which the holder admits cognizance.

FORM G.

Licence to Transport Dangerous Petroleum in Bulk to be granted under the Indian Petroleum Act, 1899.

No..... Fee, Sh. 5.

Licence is hereby granted to..... for the transport of..... gallons of dangerous petroleum from..... to....., subject to the conditions prescribed by the Petroleum Possession and Transport Rules, 1927.

This licence shall expire on the 31st day of December next following the date of issue hereof and may be renewed on application being made for this purpose not less than fifteen days previous to the date of expiry.

..... Date of issue. District Commissioner.

This licence is issued subject to the provisions of the Petroleum Possession and Transport Rules, 1927, of which the holder admits cognizance.

CHAPTER 68.

MOTOR TRAFFIC.

Rule 12 of the Motor Traffic Rules is hereby amended by the addition of the following lines :—

L	Kisii.
M	Ravine.
N	Kiambu.
P	Rumuruti.

CHAPTER 69.

AERIAL NAVIGATION.

Order dated the 2nd August, 1922, is hereby cancelled.

CHAPTER 82.

REGULATION OF TOWNSHIPS.

The Townships (Sanitary) Rules shall apply to the Township of Nanyuki.

ELDAMA RAVINE.

Rule 3 of the Eldama Ravine Township Rules, 1927, is hereby amended by the deletion therefrom of the words :—

“ In addition to such punishment aforesaid the court may order such native to return to his reserve or proper place of residence, and if such native disobeys such order he shall be liable to a further term of imprisonment of either description not exceeding three months.”

ELDORET.

Rule 3 of the Eldoret Township Rules, 1927, is hereby amended by the deletion therefrom of the words :—

“ In addition to such punishment aforesaid the court may order such native to return to his reserve or proper place of residence, and if such native disobeys such order he shall be liable to a further term of imprisonment of either description not exceeding three months.”

Rules 39—40 of the Eldoret Township Rules are hereby revoked.

EMBU.

Rules 4 and 6 of the Embu Township Rules shall cease to apply to the Township of Embu.

KIBIGORI.

Rules 34, 36—42 of the Naivasha Township Rules shall apply to the Township of Kibigori.

Rules 7—12 of the Nakuru Township Rules shall apply to the Township of Kibigori.

The following fees shall be levied in the Township of Kibigori :—

	Shs. cts.
For each head of cattle slaughtered	2 00
For each head of sheep or goat slaughtered	0 50

Registration.

Registration of meat seller, per mensem	... 4 00
---	----------

Pound Fees.

For each horse, mule, ox, cow, calf, or donkey—

The first day	2 00
Each succeeding day	1 00
For each sheep, goat, or pig, per day	0 24

Permit to keep Cattle, etc.

	Shs. cts.
Per head of cattle, not exceeding ten, per mensem or part thereof 0 50	
Permit to keep horses, mules, and donkeys, per head per mensem or part thereof 0 50	
Permit to keep sheep, goats, or pigs, per head per mensem or part thereof 0 05	

Ngoma Permits.

Ngoma ya pepo, per night 4 00
Other ngoma or dance, per night 2 00

Camping Ground Fees.

Licence to pitch a tent or tents on recognised camping ground, per week or part thereof 4 00

KISII.

Rules 4—8 of the Kisii Township Rules shall cease to apply to the Townships of Kisumu, Kakamega, Kapsabet, Kisii, Kericho, Lumbwa, Londiani, Mumias, Muhoroni, Yala River and Fort Ternan.

KISUMU.

Rule 177 of the Kisumu Township Rules is hereby amended by the deletion of the words therein " painted black on one side and " and the words " in white figures at least two inches in height and on the obverse side the trade number of the cycle and the registration number both stamped into the metal."

MACHAKOS.

Rule 9 of the Machakos Township Rules is hereby revoked.

MOMBASA.

Part XVI (Vehicles) (Rules 142—190) of the Mombasa Township Rules is hereby revoked, and the following Part shall be substituted therefor :—

PART XVI.*Vehicles.*

" 142. In this Part, unless the context otherwise requires— Interpretation of terms.

(a) " Vehicle " shall include any motor car, motor bicycle and sidecar, motor bicycle, bicycle, tricycle, carriage, cart, lorry, buggy, rickshaw, or hamali cart, and any other conveyance for the carriage of persons or goods;

(b) " Public vehicle " shall mean any vehicle plying for hire;

- (c) "Taxicab" shall include any motor vehicle licensed to carry passengers and in which the passengers do not pay separate and distinct, or at the rate of separate and distinct, fares for their respective places;
- (d) "Driver" or "rickshaw boy" shall apply to any person in charge of or engaged in setting any vehicle in motion;
- (e) "Inspector of vehicles" shall mean the Resident Commissioner or any person duly authorised by him to inspect vehicles.

**Registration
and licensing.**

143. No vehicle shall be used within the Township of Mombasa unless such vehicle be registered or licensed as required by this Part.

**Application for
Registration,
etc.**

144. Application for the registration or licensing of a vehicle shall be made by the owner or possessor thereof to the Resident Commissioner, who may require such vehicle to be brought to his office for inspection. The bringing of a vehicle for such inspection shall not be deemed to be the using of a vehicle for the purposes of the last preceding Rule.

**Government
vehicles.**

145. Vehicles, the property of the Government, shall be registered or licensed free of charge.

**Bicycles,
and tricycles to
be registered.**

146. All bicycles and tricycles shall be registered.

**Resident
Commissioner
to keep
register.**

The Resident Commissioner shall keep a register of such bicycles and tricycles as are presented for registration, in which shall be entered full particulars of the trade number, the name of the maker, and the name and residence of the owner or possessor thereof. When any such bicycle or tricycle has been registered the Resident Commissioner shall grant to the person so registering a certificate on which a registration number, together with the aforesaid particulars, shall be endorsed. The person so registering a bicycle or tricycle shall pay the fee prescribed in Schedule III in respect thereof.

**Bicycles and
tricycles to
carry metal
tickets.**

147. Every bicycle or tricycle, which has been registered under the preceding Rule, shall carry a metal ticket which shall be attached thereto, so as to be wholly visible, at such place thereon as may be approved by the Resident Commissioner. Such metal ticket shall exhibit thereon the registration number of such cycle in figures and also thereunder the year of registration in figures not more than three-quarters of an inch in height. The Resident Commissioner shall issue such ticket to the person registering such bicycle or tricycle, who shall pay the fee prescribed in Schedule III in respect thereof.

**Re-registration
on transfer of
ownership.**

148. When the ownership or possession of a bicycle or tricycle registered under Rule 146 shall be transferred, the transferee shall, within fourteen days of such transfer, apply to the Resident Commissioner for the re-registration thereof. When such bicycle or tricycle has been so re-registered the fee prescribed in Schedule III shall be paid by the transferee in respect thereof.

**Vehicles to be
licensed.**

149. All vehicles, other than bicycles and tricycles, and vehicles (not being public motor vehicles) which require to be licensed under the Motor Traffic Ordinance, shall be licensed.

The Resident Commissioner shall keep a list of such entered such particulars as he may consider necessary. The Resident Commissioner shall thereupon grant a licence in respect of such vehicle. Such licence shall be numbered and shall set forth therein the name and residence of the owner or possessor thereof, the maximum number of passengers or weight of goods to be carried therein or thereon, as the case may be, and the minimum number of persons or animals by which such vehicle shall be drawn or otherwise set in motion when loaded up to the maximum amount for which it is licensed. Such licence shall further set forth, in the case of hamali carts, the maximum height above ground-level to which goods carried thereon may be stacked. The person to whom such licence is granted shall pay the fee prescribed in Schedule III in respect thereof.

150. When the ownership or possession of a vehicle licensed under the last preceding Rule shall be transferred, the transferee shall, within fourteen days of such transfer, apply to the Resident Commissioner for the endorsement thereof to him. When such licence has been so endorsed the fee prescribed in Schedule III shall be paid by the transferee in respect thereof.

151. Notwithstanding anything hereinbefore provided, the Resident Commissioner may, if he thinks fit, refuse to register any bicycle or tricycle or to license any other vehicle. He may also suspend or cancel any registration certificate or licence which may have been granted by him, and thereupon the person to whom such certificate or licence has been granted shall deliver up the same to the Resident Commissioner.

152. Every registration certificate or licence granted under these Rules shall be valid only till the 31st day of December of the year for which it has been granted.

153. Every public vehicle licensed under Rule 149 shall carry a metal ticket which shall be attached thereto, so as to be wholly visible, at such place thereon as may be approved by the Resident Commissioner. Such metal ticket shall exhibit thereon the licence number of such vehicle and the particulars of the maximum load which it is licensed to carry. The Resident Commissioner shall issue such ticket, free of cost, to the person to whom the licence for such vehicle shall have been granted. The person in charge of such vehicle shall keep on his person the licence which has been granted in respect thereof.

154. When a public vehicle is found carrying a load in excess of the amount authorised by the licence relating thereto the person to whom such licence shall have been granted shall be deemed to have contravened the provisions of this Part.

155. Every taxi-cab shall also carry a distinctive mark or badge which shall be attached thereto at a conspicuous place and which shall intimate thereby that such vehicle is for hire. Such mark or badge shall be removed or reversed when such vehicle is actually engaged on hire. The Resident Commissioner shall issue such mark or badge to the person to whom a licence for such vehicle shall have been granted, and shall require such person to pay a deposit of two shillings for the same. On the return of such mark or badge, the said deposit shall be refunded. Should such mark or badge be lost or materially damaged, it shall be replaced on payment of the sum of two shillings.

Resident
Commissioner
to keep a list.

Endorsement of
licence on
transfer of
ownership or
possession.

Power of
Resident
Commissioner
to refuse,
suspend and
cancel
registration or
licence.

Duration of
registration or
licence.

Licensed public
vehicles to
carry metal
tickets.

No public
vehicle to carry
load in excess
of that for
which it is
licensed.

Taxi-cabs to
carry dis-
tinctive marks
or badges.

Public
driver's
licence.

156. Every person employed as the driver of a taxi-cab shall, in addition to the certificate of competency required under the Motor Traffic Ordinance, take out a Public Driver's Licence for which he shall pay the fee prescribed in Schedule III. The Resident Commissioner shall thereupon issue a Public Driver's Badge, free of cost, to such person who shall wear such badge when in charge of a taxi-cab.

Drivers of
taxi-cabs
to know tariff.

157. Every driver of a taxi-cab shall be required to possess an accurate knowledge of the tariff for taxi-cabs as prescribed by Schedule I and the Inspector of Vehicles may, at any time, question the driver of such taxi-cab in order to satisfy himself that such driver possesses such knowledge. Any driver who, on being so questioned, is found not to possess an accurate knowledge of such tariff, or who refuses to answer any question so put to him, shall be deemed to have contravened the provisions of this Part.

Registration of
rickshaw boys
and drivers of
public vehicles.

158. All public rickshaw boys and all drivers of other public vehicles shall be registered. The Resident Commissioner may, if he so thinks fit, refuse, suspend or cancel any such registration.

No unregistered
rickshaw boy
or driver to be
in charge of
public vehicle.

159. No person to whom a licence has been granted in respect of a public vehicle shall employ any unregistered rickshaw boy or driver, as the case may be, to be in charge of a public vehicle.

Requirements
for rickshaws.

160. No rickshaw shall be used unless—

- (a) the ends of the shafts are protected by a bar across the front securing them at each end and the shafts do not project beyond such bar;
- (b) a proper stay is placed at the back of every rickshaw to prevent accidents.

Public
rickshaw boys
to be certified
fit.

161. No person shall be registered as a public rickshaw boy unless he has been certified as fit for such employment by a Medical Officer.

Public
rickshaw boys
to wear badges.

162. (1) Every public rickshaw boy shall, when in charge of a public rickshaw, wear a numbered badge on his right arm or in some other conspicuous place. The Resident Commissioner shall issue such badge to such boy, and shall require him to pay a deposit of one shilling for the same. On the return of such badge the said deposit shall be refunded. Should such badge be lost or materially damaged it shall be replaced on payment of the sum of one shilling.

Public
rickshaw boys
to be clean, etc.

(2) All public rickshaw boys shall be cleanly and decently clothed, and shall conduct themselves in a proper, civil and decorous manner. They shall not sit on the seats of the rickshaws of which they are in charge.

Number of boys
to be in charge
of rickshaws.

163. At least two boys shall be employed in charge of a public rickshaw for the conveyance of more than one person, and no person shall engage any such rickshaw where less than two boys are so employed.

Vehicles to be
in charge of
responsible
persons.

164. No vehicle, however drawn or otherwise set in motion, shall be used unless in charge of a responsible person.

Brakes.

165. Every vehicle, other than a rickshaw or other vehicle specially exempted by the Resident Commissioner (in which case a note of such exemption shall be endorsed on the licence relating thereto), shall be provided with a good and sufficient brake approved by the Resident Commissioner. Brakes in the form of skids or chains which stop a wheel from revolving shall not be used.

166. Every vehicle unless specially exempted by the Resident Commissioner (in which case a note of such exemption shall be endorsed on the licence relating thereto) shall be provided with a bell or some kind of instrument of warning approved by the Resident Commissioner, and the person in charge of such vehicle shall whenever necessary, by sounding such bell or other instrument, give audible and sufficient warning of the approach or position of the vehicle.

Warning of
approach of
vehicles.

167. Every vehicle, other than a motor bicycle, bicycle, tricycle, or hamali cart, when in or upon a public street or thoroughfare between the hours of 6.15 p.m. and 5.45 a.m., shall carry and exhibit in a conspicuous position two properly lighted lamps, one lamp to be on each side of such vehicle. In the case of a motor bicycle, bicycle or tricycle, one such lamp in front thereof shall be so carried and exhibited. In the case of a hamali cart, one such lamp shall be carried and exhibited thereon in the most conspicuous place.

Lamps, hours
of lighting, etc.

168. No person in charge of any vehicle drawn by oxen or camels shall drive such oxen or camels from behind but shall lead them from the front in a suitable manner.

Oxen or camels
drawing
vehicles to be
led.

169. The use of nose-rings for oxen and the beating of oxen, otherwise than with whips or thongs made of leather and not exceeding 1 inch in width, by the person in charge of any vehicle drawn by oxen is prohibited. The owner of such oxen shall also be deemed to be guilty of any contravention of this Rule.

Nose-rings and
certain whips
or thongs
prohibited.

170. Any vehicle drawn by four or more oxen shall be in charge of at least two persons, one of whom shall lead the oxen from the front of the leading ox or oxen. The owner of any vehicle, or the person to whom a licence shall have been granted in respect thereof, driven otherwise than as herein provided shall also be deemed to be guilty of any contravention of this Rule.

Requirements
for vehicle
drawn by four
or more oxen.

171. Any person having control of a vehicle in motion in or upon a public street or thoroughfare shall cause the same to keep to the left side of the said street or thoroughfare, and, when overtaking any other vehicle, person or animals proceeding in the same direction, shall pass on the right side of such vehicle, person or animal.

Vehicles
ordinarily to
travel on left
side.

172 (1) No person in charge of a vehicle, other than a vehicle mechanically set in motion, shall permit such vehicle to remain stationary in a public street or thoroughfare for a longer period than is necessary for the purpose for which it becomes stationary.

Vehicles
stationary in
street or
thoroughfare.

(2) No person in charge of a public vehicle shall allow such vehicle to remain stationary in a public street or thoroughfare (except when actually engaged on hire) at any place other than a public stand set apart for such purpose.

Public vehicles
stationary in
street or
thoroughfare.

(3) No person in charge of a public vehicle shall employ such vehicle unless it is maintained in a clean condition and in good working order to the satisfaction of the Resident Commissioner.

Public vehicles
to be clean,
etc.

173. No person hiring a public vehicle shall wilfully or negligently injure the same or refuse to pay the fare prescribed in Schedule I or II.

No person to
injure public
vehicle,
or refuse fare.

174. No person suffering from a contagious or infectious disease shall be in charge of or ride in a public vehicle.

Persons
suffering from
disease.

Fares to be exhibited.

175. All public vehicles shall exhibit in a conspicuous place within such vehicle a tariff of fares prescribed in Schedule I or II, for the hire thereof, and fares shall be charged accordingly.

Such tariff of fares shall, in the case of taxi-cabs, be exhibited on a card fitted into a metal holder having a glass front. The Resident Commissioner shall issue such tariff card to any applicant who shall pay the fee prescribed in Schedule III in respect thereof. Such metal holder shall be identical with a specimen metal holder kept on view at the Resident Commissioner's office.

Drivers of public vehicles not to refuse engagements.

176. No person in charge of a public vehicle shall refuse to accept any offer of engagement from any person (except from a person prohibited by Rule 174) unless such vehicle is actually hired for the whole or portion of the time for which such other person desires to engage it or unless such vehicle is returning to its quarters after work.

Additional passengers *en route*.

177. No driver of a taxi-cab, carriage or rickshaw shall accept an additional passenger or additional passengers *en route* without the permission of the other passenger or passengers already in such taxi-cab, carriage or rickshaw.

Non-employment of a vehicle called for.

178. Any person calling or sending for a public vehicle and thereafter failing to employ the same shall pay the fare prescribed in Schedule I or II from the place from which such vehicle may have come to the place to which such vehicle shall have proceeded as a result of such calling or sending.

Hirer may require certain vehicles to wait.

179. Any person in charge of a taxi-cab, carriage or rickshaw may be required by the hirer thereof to wait at any place to which the hirer may have proceeded in such taxi-cab, carriage or rickshaw.

Annoyance by soliciting.

180. (1) No person in charge of a public vehicle shall solicit for engagement to the annoyance of any person.

Falsey representing a public vehicle to be hired: refusal to carry.

(2) No person in charge of a public vehicle shall falsely represent himself to be hired, or, on being so required, neglect or refuse to carry for any person desirous of engaging such vehicle the number of passengers or the weight of goods so provided in the licence relating thereto.

Persons not bona-fide passengers.

181. No person other than a *bona fide* passenger shall occupy a seat next to the driver of a taxi-cab.

Packages.

182. (1) No driver of a taxi-cab shall carry any package outside the body of the car unless such package is adequately secured thereto.

Taking up and depositing passengers.

(2) For the purpose of taking up or depositing a passenger or load, a driver of a public vehicle shall not stop such vehicle except at the side of the road.

Smoking.

183. (1) No driver of a taxi-cab shall smoke whilst driving for hire if requested by a passenger to refrain from smoking.

Drivers of public vehicles to be civil, etc.

(2) Every driver of a public vehicle shall conduct himself with civility and propriety towards every person seeking to hire, or being conveyed, in such vehicle.

Use of horn.

(3) No driver of a vehicle shall use a horn, bell or other instrument, provided pursuant to this Part, so as to be a nuisance and annoyance to other people, and the Resident Commissioner shall have power at any time to prohibit the use of any such instrument, the use of which is likely to be a nuisance or cause annoyance or danger to the general public.

(4) Every driver of a public vehicle shall be clean and respectably attired when driving such vehicle, and shall wear, at such times, a dust coat or other similar form of clothing to be approved by the Inspector of Vehicles.

184. No person shall, by using force or threats or in any other manner, prevent or attempt to prevent any person from engaging or using any public vehicle.

185. No person in charge of a public vehicle shall demand payment in excess of any fare prescribed in Schedule I or II or of any sum for returning with such vehicle from the place at which he may be discharged.

186. No person in charge of a public vehicle shall disobey any reasonable order that may be given to him by any member of the police force on duty, the Inspector of Vehicles, or any officer so authorised by the Resident Commissioner.

187. Any public vehicle may be hired either by time or distance, but the hirer shall inform the person in charge thereof at the time of hiring whether he intends to hire such vehicle by time or by distance. In the absence of any such arrangement the hirer will be charged by distance.

188. Any person contravening any of the provisions of this Part shall be guilty of an offence, and shall, in addition to any liability for any damage at the suit of any person aggrieved, be liable on conviction to a fine not exceeding one hundred and fifty shillings or to imprisonment of either description for a term not exceeding one month, or to both such fine and imprisonment.

189. Offences against any provisions of this Part shall be cognisable to the police.

190. On and after the publication of this Part—

(a) The fares to be charged for taxi-cabs shall be as set forth in Schedule I.

(b) The fares to be charged for public rickshaws shall be as set forth in Schedule II.

(c) The fees prescribed in Schedule III shall be paid to the Resident Commissioner as provided in this Part: Provided that for any bicycle or tricycle registered or any other vehicle or any public driver licensed after the 1st of July in any one year half the prescribed fee shall be payable.

Dress of
drivers of
public vehicles.

Preventing
engagement or
use of public
vehicle.

Demanding
payment
exceeding fare,
etc.

Orders of
police,
Inspector of
Vehicles, etc.

Hirer to state
if hiring by
time or
distance.

Penalties.

Offences
cognisable
to police.

Fares and fees
as in Schedules.

SCHEDULE I.

Tariff for Taxi-cabs (Cash Payments Only).

(a) *By Distance*, minimum fares:—

Shs. cts.

(1) For the first or only passenger, for the first mile or part thereof 1 00

And thereafter—

(a) for a half-mile or part thereof ... 0 50

(b) for any part of a mile greater than a half-mile 1 00

(2) For each additional passenger, engaging at the same time as the first passenger, for the first mile or part thereof 0 50

	Shs. cts.
And thereafter—	
(a) for a half-mile or part thereof ...	0 25
(b) for any part of a mile greater than a half-mile	0 50
(3) For each additional passenger, engaging <i>en route</i> for the first mile or part thereof ...	1 00
And thereafter—	
(a) for a half-mile or part thereof ...	0 50
(b) for any part of a mile greater than a half-mile	1 00
(4) Luggage, fifty cents per package, with a free allowance of 30 lbs. on the minimum fare for one passenger.	

Waiting time :—

Shs. 1/50 per quarter-of-an-hour or part thereof irrespective of the number of passengers.

(b) By time :—

Sh. 12/- for the first hour or part thereof, irrespective of the number of passengers.

Sh. 3/- per quarter-of-an-hour or part thereof thereafter, irrespective of the number of passengers.

General Condition.

Between 12 midnight and 6 a.m., 50 per cent. additional to the above tariffs.

SCHEDULE II.*Tariff for Public Rickshaws (Cash Payments Only).**(a) By Distance :—*

- (1) Minimum fare, 50 cents per mile or part thereof for each passenger.
- (2) Return empty fares, 50 per cent. of the minimum fare from the following points only :—

Likoni, Tudor House, Shimanzi, Railway Institute, Makupa and Kisauni.

Waiting time :—

50 cents per quarter of an hour or part thereof, irrespective of the number of passengers.

(b) By Time :—

Minimum fare for one or two passengers, Sh. 3/- per hour or part thereof.

General Condition.

Between 12 midnight and 6 a.m., 50 per cent. additional to the above tariffs.

SCHEDULE III.

Fees.

Public Vehicles.

					Shs. cts.
With 2 wheels	30 00
With 4 wheels	40 00
Taxi-cabs	20 00

Private Vehicles.

With 2 wheels	15 00
With 4 wheels	20 00

Any Vehicle Drawn by any Animal and not included in the above.

On springs, tyres 3" and over	15 00
Without springs, tyres 3" and over	30 00
On springs, tyres less than 3"	30 00
Without springs, tyres less than 3"	50 00

Public Hand Carts.

2 wheels	10 00
4 wheels	30 00

Rickshaws.

Public	10 00
Private	4 00

Bicycles and Tricycles.

Registration fee	4 00
Metal ticket	1 00

Re-registration or Endorsement of Licence.

Re-registration or endorsement of licence (as the case may be)	2 00
--	-----	-----	-----	-----	------

Taxi-cabs.

For public driver's licence	10 00
For printed card showing the tariff	0 50

NAIVASHA.

Rule 51 of the Naivasha Township Rules is hereby amended by the deletion of the words therein " painted black on one side and " and the words " in white figures at least two inches in height, and on the obverse side the trade number of the cycle and the registration number, both stamped into the metal."

Rules 64—66 of the Naivasha Township Rules, in so far as they apply to the Township of Naivasha, are hereby revoked and the following Rules are substituted therefor :—

"64. In this Part, unless the context otherwise requires :—

The expression " night " means the interval between nine o'clock in the evening and six o'clock in the morning of the next succeeding day ;

The expression " native " shall include a native of the Comoro Islands and a native of Madagascar.

65. Every native who—

- (a) not being a servant housed therein by his or her employer or the husband, wife or child of such servant, shall be found or remain, by day or by night, in or upon any house, tent, warehouse, coachhouse, garage, stable, outhouse, yard, garden or other premises without the written consent of the owner or occupier of such house, tent, warehouse, coachhouse, garage, stable, outhouse, yard, garden or other premises, or without other lawful excuse (the proof whereof shall be on such native);
- (b) without valid excuse (the proof whereof shall be on such native), shall be found lying, wandering or loitering in any highway, yard or other place during the night, or shall be found wandering abroad and/or lodging in any barn or outhouse or in any deserted or unoccupied building or in the open air or under a tent or in any cart or wagon;
- (c) shall be found by night having in his possession without lawful excuse (the proof whereof shall be on such native) any dangerous or offensive weapon, firearm or instrument, or any key, pick-lock, crowbar, jemmy, jack, bit or other implement of housebreaking, or having his or her face disguised;
- (d) shall remain within the Township of Naivasha for a longer period than forty-eight hours without employment (the proof whereof shall be on such native), provided that the provisions of this subsection shall not apply to any native who is in possession of a valid permit to reside in the Township of Naivasha, issued by the Resident Commissioner, Naivasha, and provided that the said Resident Commissioner, Naivasha, may issue to any native showing good or sufficient cause a permit in the form of the Schedule hereto, and such permit shall constitute the authority of such native to reside within the Township of Naivasha for the period stated on such permit;

and every person wilfully aiding or wilfully assisting such native aforesaid shall be guilty of an offence, and on conviction for such offence shall be liable to a fine not exceeding twenty pounds, or to imprisonment of either description for a term not exceeding two months, or to both such fine and imprisonment, and in the case of a continuance of the breach or non-observance of this Rule to a daily penalty during the continuance of the breach or non-observance not exceeding thirty shillings.

66. Any police officer may take into custody without warrant any person found or reasonably suspected of committing or attempting to commit or wilfully aiding or wilfully assisting any native to commit any offence against this Part.

67. When there is reasonable cause for so doing, any European police officer of or above the rank of assistant inspector, or any police officer authorised in writing by him, may enter any house, tent, warehouse, coachhouse, garage, stable, outhouse, yard, garden or other premises at any time to ensure that the provisions of these Rules are being complied with.

SCHEDULE.

Permit to Reside within the Township of Naivasha.

Reg. No..... Name.....

signature

whose _____ is attached hereto, has permission to
thumb-mark

reside at..... from..... to.....

Signature or thumb print
of permit holder :

.....
Naivasha,

.....
Resident Commissioner.

NAKURU.

Rule 38 (c) of the Nakuru Township Rules is hereby amended by the deletion of the words "lawful proof" and the substitution therefor of the words "lawful excuse."

NANYUKI.

The following Rule shall be added to the Nanyuki Township Rules :—

"3. Rules 245-263 of the Eastleigh Township Rules shall apply to the Township of Nanyuki."

NGONG, NAROK AND KAJIADO.

Of the Township General Rules, the following only shall apply to the Townships of Ngong, Narok and Kajiado :—

General.—Rules 2, 3, 4, 5, 6 and 7.

Sanitary.—Rules 72—81.

Stables, Cattle Sheds, and Places for Keeping Sheep and Goats or Swine.—Rules 83 and 86.

Removal of Carcasses.—Rules 87—89.

Filthy Premises.—Rules 90 and 91.

Slaughter Houses.—Rules 98—104.

Butchers.—Rules 115—120.

Washing of Clothes.—Rules 169 and 170.

Camps.—Rules 177—183.

General Nuisances.—Rule 189.

Preservation of Order by Night.—Rules 190—193.

Fences.—Rule 194.

Dogs and Objectionable Animals.—Rules 196 and 198.

Stray Animals.—Rule 199.

The following fees shall be levied in the Townships of Ngong, Narok and Kajiado :—

(A) Slaughter house fees :—		Shs. cts.
For each head of cattle slaughtered	...	2 00
For each sheep or goat slaughtered	...	0 50
(B) Registration fees :—		
Meat seller's licence, per month	...	4 00
(C) Pound fees :—		
For each horse, mule, ox, cow, calf, camel, donkey, for the first day	...	2 00
For succeeding day	...	1 00
For each sheep, goat, pig, per day	...	0 25

Rule 2 of the Narok Township Rules, so far as it applies to the Townships of Narok and Ngong, is hereby revoked.

NJORO, ELBURGON AND MOLO.

Rule 3 of the Township (Njoro, Elburgon and Molo) Rules, 1927, is hereby amended by the deletion of the following words :—

" In addition to such punishment aforesaid the Court may order such native to return to his reserve or proper place of residence, and if such native disobeys such order he shall be liable to a further term of imprisonment of either description not exceeding two months."

NYERI.

Rules 3 and 4 of the Nyeri Township Rules are hereby revoked and the following substituted therefor :—

" 3. No person shall sell sheep or goats in the Township except at the place set aside for the purpose in the market.

4. A few of Cts. 20 shall be levied on each sheep or goat brought to the market for sale."

Rule 3 of the Nyeri Township Rules, 1927, is hereby amended by the deletion therefrom of the following words:—

" In addition to such punishment aforesaid, the Court may order such native to return to his reserve or proper place of residence, and if such native disobeys such order he shall be liable to a further term of imprisonment of either description not exceeding two months."

CHAPTER 84.

The Nairobi Corporation By-laws are hereby amended as follows:—

(1) By-law 9 is hereby revoked and the following is substituted therefor:—

“ 9. Every building, subject to the exceptions stated hereinafter, erected on any plot or sub-plot within the area described in the Schedule to this By-law or abutting on any streets or roads defining such area shall be constructed as to the external walls thereof wholly of stone, brick or concrete:—

Exceptions—

- (1) Any building the plans for which were approved within the period of two years before the 20th day of July, 1927.
- (2) Any building designed to be used exclusively as a conservatory or plant-house.
- (3) Any building designed to be used exclusively for a poultry house, garden tool house, cycle, rickshaw or motor shed or temporary clerk of works' office.
- (4) Any building designed to be used exclusively as a workshop, and not covering more than 600 square feet of surface, and not divided internally by partitions or walls.

SCHEDULE.

The whole of the area within the following boundaries:—Commencing at Ainsworth Bridge and following the line of the commercial area south to Whitehouse Road; thence along Whitehouse Road, eastwards to Racecourse Road, along Racecourse Road, northwards to the bridge over the Nairobi River; thence along Nairobi River in a westerly direction until Ainsworth Bridge is reached.”

(2) By-law 35 is hereby revoked and the following is substituted therefor:—

“ 35. No building shall be erected or altered in such a manner that any part thereof projects beyond a straight line drawn in the direction of such building from a point 35 feet outside the boundary of the plot or sub-plot on which the building stands or is to be erected. Such line shall be drawn from a point at the same level as the mean ground level of the nearest wall of the building, and shall be so drawn as to form an angle of 60 degrees with a straight horizontal line from such point to the building:

Provided that this By-law shall not apply to any architectural or ornamental feature such as a clock-tower, steeple, dome, or other similar detail, sanction for the construction of which may have been given in writing by the Town Clerk.”

(3) By-law 141 is hereby revoked and in lieu thereof shall be read the following :—

“ 141. The Town Clerk shall have power to expel from and forbid re-entry to any market of any person who shall threaten or interfere with any other person resorting to such market, and may expel from any public market any vendor, or servant of a vendor, who has been convicted of a breach of these By-laws, and may prevent such person from further carrying on any business in such public market, or occupying any stall therein.”

(4) By-law 178 is hereby revoked and in lieu thereof shall be read the following :—

“ 178. No tractor, trailer, motor lorry or any vehicle which plies for hire and is licensed by the Nairobi Corporation to carry seven or more passengers or freight cart drawn by oxen or mules shall be taken within the City Park unless by authority of the Town Clerk.

The owner and person or persons in charge of any such vehicle acting in contravention of the provisions of this By-law shall each severally be guilty of an offence.”

(5) After By-law 226 the following by-law shall be inserted :—

“ 226A. It shall be lawful for the Nairobi Corporation from time to time, when they are of opinion that it is necessary or expedient so to do, by notice in the Gazette and three consecutive issues of the local newspaper, to require consumers to conserve the water supply; such notice shall be in the form as set out in the Schedule to this by-law.

On the publication of such notice it shall be unlawful for any person to use, or cause, or permit to be used, water from the Corporation Water Supply for any of the following purposes, *viz.* :—

- (1) The watering of a garden or tennis court unless such water has already been reasonably used for any other legitimate purpose.
- (2) The washing of clothes, utensils, implements, motor vehicles or any other thing, or the performing of ablutions of any kind whatsoever, with water flowing from an open tap, pipe or other fitting.

Any persons acting in contravention of the provisions of this by-law shall be liable to a penalty not exceeding five hundred shillings.

SCHEDULE.

Nairobi Corporation Water Supply : Conservation of Water.

Notice.

Whereas the Nairobi Corporation is of the opinion that it is necessary to conserve the Corporation Water Supply :

Now, therefore, pursuant to By-law 226A the Nairobi Corporation hereby notifies that from the..... day of..... to the..... day of..... water from the Corporation Water Supply may not be used for any of the following purposes, *viz.* :—

- (a) The watering of a garden or tennis court unless such water has already been reasonably used for any other legitimate purpose.
- (b) The washing of clothes, utensils, implements, motor or other vehicles, or any other thing, or the performing of ablutions of any kind whatsoever, with water flowing from an open tap, pipe or other fitting.

Town Clerk.”

(6) By-law 236 is hereby revoked and in lieu thereof shall be read the following :—

“ 236. (1) No person shall leave or place or cause or suffer to be left or placed any straw, wood, paper, or other things of an inflammable nature, for which he is responsible in such a position as to cause danger from fire to any adjoining property.

(2) No person shall light or cause to be lit any fire within the commercial area in any building or part of a building other than a domestic building unless in a properly constructed fireplace provided with a suitable flue and chimney, the position and construction of which shall have been approved of in writing by the Town Clerk :

Provided that this by-law shall not apply to any electrical fire, stove or other heating or lighting appliance.”

(7) By-law 391 is hereby revoked and in lieu thereof shall be read the following :—

“ 391. (a) The Nairobi Corporation may set apart places in the township as stands for public vehicles or for any specified class of public vehicles and may by notice published in the Gazette prescribe the direction in which public vehicles may be drawn up on such stands. From the date when any such places shall be so set apart any person or persons in charge of any public vehicle who shall suffer the same, unless actually under hire, or disabled by accident, to stand on any other public place or any public road or street or who shall suffer the same to move into or out of or to stand at a public stand otherwise than facing the prescribed direction, or to back into or out of a public stand, shall be guilty of an offence.

(b) The Nairobi Corporation may by notice published in the Gazette designate places in the township where vehicles licensed to carry seven or more passengers may stop to enable passengers to enter or leave such vehicle. After such notice has been published in the Gazette it shall be an offence for the driver, person in charge or owner of any such vehicle to take up or set down passengers at any other place in the township than those places designated as above and published in the Gazette.”

(8) The Schedule to section 1, Part V is hereby amended by inserting after the words—

“ Private Sh. 4 ”
the following :—

Trailers.

“ Trailers, drawn by any machine (excepting vehicles drawn by steam traction engines) with wheels with rubber tyres Sh. 60

Trailers, drawn by any machine (excepting vehicles drawn by steam traction engines), with wheel with tyres not of rubber Sh. 100.”

(9) By-law 465 (d) is hereby revoked and in lieu thereof shall be read the following :—

“ (d) To haul, drive or draw, or cause to be hauled, driven or drawn on any street or road within the township any vehicle or implement which has spiked or ribbed wheels or any caterpillar or crawler type track, except with the permission in writing of the Town Clerk.”

(10) By-law No. 471 (b) is hereby revoked and the following substituted therefor :—

“ 471. (b) The Corporation may from time to time, by notice in the Gazette and in three consecutive issues of the local newspaper—

(1) Prescribe the method in which motor or other vehicles may be parked in any street, road, lane or other place within the Municipal Area, and such notice may specify the time or number of hours that such parking shall be permitted.

(2) Prohibit, either entirely, or during certain specified times or periods and either for parking or any other purpose, the use by motor or other vehicles of any street, road, lane, or other place within the Municipal Area, or of any part of such street, road, lane or other place; any person who shall contravene the provisions of any regulations made under this by-law shall be guilty of an offence and shall be liable to a penalty not exceeding two hundred shillings.”

(11) By-law 530 is hereby revoked and the following substituted therefor :—

“ 530. No person shall carry any carcase or meat intended for human consumption into or serve in any butcher's shop, stall, meat market, or slaughter house, unless he shall have clothed himself in a white or khaki tunic or suit reaching from the neck to at least the knee, and a white or khaki headgear both to be clean each morning before commencing work, and shall continue to wear such clothing while carrying on that work, and no butcher or vendor of meat shall employ any person in carrying any carcase or meat intended for human consumption into or from or serving in any butcher's shop, stall, meat market or slaughter house unless such person during such employment shall be clothed as provided for above.”

(12) By-law 549 is hereby amended by inserting the words "and without carrying the necessary licence" between the words "manner" and "will be liable".

(13) By-law 550 is hereby revoked and the following substituted therefor:—

"Spears, bows and arrows, swords, knob-kerries, firearms of any description, and knives other than small pocket knives, shall be considered arms for the purpose of these By-laws."

(14) By-law 565 is hereby amended by the addition of the following paragraphs after paragraph (12) thereof:—

(13) Molest, solicit, or importune any person for the purposes of prostitution or shall loiter on any street or place of public resort for such purposes.

(14) Wilfully and indecently expose his person on or in view of any street or place of public resort.

(15) Publicly offer for sale or distribution or exhibit to public view any profane, indecent or obscene book, paper, print, drawing, painting, or representation, or shall sing any profane or obscene song or ballad or use any profane or obscene language.

(16) Suffer to be at large any unmuzzled ferocious dog or urge any dog or other animal to attack, worry or put in fear any person or animal.

(17) Circulate by depositing or causing to be deposited in any vehicle, whether motor or otherwise, standing in any public street, lane, road or path, public place or vacant plot within the township, any handbill or advertising matter of any description whatsoever.

For the purposes of this by-law 'street or place of public resort' shall mean and include any place of public resort or recreation ground belonging to or under the control of the Corporation and any unfenced ground adjoining or abutting upon such street or place of public resort in the Municipal Area."

CHAPTER 107.

(ADMINISTRATION OF PORTS).

The Port Rules are hereby amended as follows:—

(1) Notwithstanding anything contained in Part 3 of Schedule III, the Tariff for Hire of Licensed Boats from Kilindini Pier to Mbaraki, Magadi or Likoni or to ships lying off those places shall be as follows:—

Shs. Cts.

If only one passenger	1	20
If two or more passengers, per passenger	...	0	80	

(2) Part 3 of Schedule III is hereby amended by the addition of the following under " Tariff for Hire of Steam or Motor Launch, all Ports " :—

3. Between Kilindini Pier and Mbaraki, Magadi or Likoni—

Sh. Cts.

If only one passenger	1 50
If two or more passengers ...	1 00

(3) Schedule IV is hereby amended by the addition of the following under " Miscellaneous Charges " :—

Charges for Hire of Government Motor Boats—

Sh. Cts.

per hour.

Motor Boats of less than 14 horse-power ...	10 00
Motor Boats of 14 horse-power and over ...	20 00

Exclusive in each case of the cost of petrol consumed.

CHAPTER 117.

(POST OFFICE).

The notification under sections 7 and 10 of the Indian Post Office Act, 1898, as applied to the Colony and Protectorate of Kenya, and the Post Office Amendment Ordinance appearing on pages 1112 and 1113 of the Subsidiary Legislation is hereby amended as follows :—

(1) by deleting the words " maximum weight allowed " wherever they occur and by deleting the weights specified as being the maximum weight allowed ;

(2) by the addition of the following :—

The maximum limits of weight and size for the following classes of postal articles shall be as follows respectively :—

(A) LETTERS.

<i>Maximum Weight.</i>	<i>Maximum Size.</i>
------------------------	----------------------

Inland No limit ...	2 feet in length, 1 foot in width or depth : if in form of roll, 30 inches in length and 4 inches in diameter.
-----------------------------	--

British Empire lbs. ozs. and Foreign ... 4 6 ...	18 inches in any direction : if in form of roll, 30 inches in length and 4 inches in diameter.
---	---

(B) PRINTED PAPERS AND COMMERCIAL PAPERS.

<i>Maximum Weight.</i>	<i>Maximum Size.</i>
------------------------	----------------------

Inland and British lbs. ozs.	
------------------------------	--

Empire ... 5 0 ...	Same as for letters.
--------------------	----------------------

Foreign 4 6 ...	do.
-------------------------	-----

Provided that a printed volume for any destination sent singly may weigh up to $6\frac{1}{2}$ lbs.

(C) SAMPLES.

Maximum Weight. *Maximum Size.*

Inland and British Empire (excluding Commonwealth of Australia) ... 5 lbs. ... 2 feet in length and 1 foot in width or depth.

Foreign (including Commonwealth of Australia) 1 lb. ... 18 inches in length, 8 inches in width and 4 inches in depth : if in form of roll, 18 inches in length and 6 inches in diameter.

(D) LITERATURE FOR THE BLIND.

Maximum Weight. *Maximum Size.*

Inland, British Empire and Foreign ... $6\frac{1}{2}$ lbs ... Same as for letters.

AIR MAIL.

The following charges additional to the ordinary postage shall be leviable on postal packets conveyed by air mail services :—

For each packet not exceeding one ounce ... 50 cents.

For each additional ounce or fraction thereof ... 50 cents.

Rule 21 of the Post Office Rules is amended by the addition of the following words at the end of the first paragraph thereof :—

“ Provided that in the case of parcels exceeding 11 lbs. but not exceeding 22 lbs. in weight compensation to the extent of thirty-two shillings may be paid.”

CHAPTER 118.

(WIRELESS TELEGRAPHY).

The Wireless Telegraphy Rules are hereby amended as follows :—

(1) Rule 12 is hereby amended by the addition at the end thereof of the following words :—

“ or obtained from any other source approved by the Postmaster General.”

(2) Rule 21 is hereby amended by the addition thereto of the following proviso :—

“ Provided that the Postmaster General may at his discretion extend without charge the period of any receiving licence.”

(3) The following words in line 3 of Rule 22 are deleted :—

“ and a broadcasting service is in operation.”

CHAPTER 124.

(PUBLIC HEALTH).

Rule 9 of the Public Health (Milk and Dairies) Rules is hereby amended by the addition of the following words :—

“ Provided that notwithstanding anything contained in these Rules it shall be lawful for the Local Authority, on the report of the Medical Officer of Health, to relax such provisions of these Rules as it may deem fit, with respect to premises from which milk is not supplied otherwise than in receptacles which are properly closed and sealed on delivery to the premises and which remain properly closed and sealed during the whole time from their delivery to the premises until their removal by the purchaser.”

CHAPTER 127.

(NATIVE REGISTRATION).

The Native Registration Rules are hereby amended as follows :—

- (1) By the addition of the following Rule after Rule 1 :—
1. (a) In these Rules :—

“ Officer-in-Charge, Central Finger Print Bureau ” shall mean the officer appointed from time to time by the Governor to perform the duties of Officer-in-Charge, Central Finger Print Bureau and shall include the Assistant Finger Print Officer.

“ The Central Finger Print Bureau ” shall mean the office of the Officer-in-Charge, Central Finger Print Bureau.

- (2) Rules 3 and 14 (2) and (4) are hereby amended by the deletion of the words “ Chief Registrar of Natives ” and the substitution therefor of the words “ Officer-in-Charge, Central Finger Print Bureau.”

- (3) By the addition of the following Rules after Rule 32 :—

Casual Labourers.

33. Rules 33 to 37 shall come into force in such areas and upon such dates as the Governor may by notice in the Gazette direct.

34. For the purpose of Rules 33 to 37, “ Public Authority ” shall mean and include any person who is authorised under the provisions of any Ordinance to register natives as casual labourers or rickshaw boys.

35. When any native is registered as a casual labourer or rickshaw boy under the provisions of any Ordinance the Public Authority shall demand from him the production of his certificate and shall endorse thereon the words “ Registered as a casual labourer,” or “ Registered as a rickshaw boy,” as the case may be, together with the name of the township, district, or area, within which such casual labourer or rickshaw boy is registered, the number of the badge issued to him and the date and period of such registration.

36. Upon such registration being cancelled, or upon the expiry of the period of registration, as the case may

be, the native shall produce his certificate to the Public Authority, who shall thereupon endorse his discharge upon the certificate. In the event of registration being renewed, a fresh endorsement shall be made by the Public Authority as provided in Rule 35 hereof.

37. The Public Authority shall render to the Chief Registrar of Natives returns of all natives registered as casual labourers or rickshaw boys, and such returns shall include the particulars set forth in Rule 17 of these Rules.

Proclamation under section 2 on page 1182 of Subsidiary Legislation is hereby cancelled.

CHAPTER 129.

(NATIVE AUTHORITIES).

On page 1189 delete the following words :—

“ District of Machakos in the Province of Ukamba ” and substitute therefor the following words :—

“ Machakos and Kikumbuliu Native Reserves, in the Province of Ukamba.”

CHAPTER 133.

(NATIVE LIQUOR).

The following words on page 1190 are hereby cancelled :—

“ The Township of Kisii ”

and the following words are substituted therefor :—

“ The District of South Kavirondo.”

Area (20) appearing on page 1195 of the Subsidiary Legislation is hereby cancelled and the following substituted therefor :—

(20) The Townships of (1) Ngong, as defined in Proclamation No. 73, dated 22nd day of October, 1927, (2) Narok, as defined in Proclamation No. 6, dated January 26th, 1916, (3) Kajiado, as defined in Proclamation No. 59, dated 24th August, 1927, and to the following areas in the said Province :

- (a) L.O. No. 1026 around Lake Magadi, having an area of approximately 398 square miles;
- (b) L.O. No. 1883 between mile 27/6, Magadi Railway, and the Kajiado River, having an area of approximately 1,013 acres;
- (c) L.O. No. 4456 between miles 46 and 48 Magadi Railway and to the north thereof, having an area of approximately 2,000 acres;

Notice under section 26 (3) of the Ordinance appearing on page 1196 of the Subsidiary Legislation is hereby cancelled and the following is substituted therefor :—

“ The Governor in Council has been pleased to order that, subject to the following proviso, an annual fee of twenty shillings shall be payable in respect of a licence to tap trees for palm wine issued under section 26 (1) of the Ordinance, provided that in Lamu District the annual fee for such licence shall be two shillings.

All such licences shall terminate on the 31st day of December in each year.”

CHAPTER 138.

(NATIVE PASSES).

Part I of the Rules under the Native Passes Ordinance appearing on page 1197 of the Volume of Subsidiary Legislation is hereby revoked.

CHAPTER 149.

(FORESTS).

The Forests (General) Rules are hereby amended as follows :—

(1) Rule 2 is hereby amended by the addition thereto of the following proviso :—

“ Provided that, if any cattle are found grazing or depastured in any forest area, they shall be deemed to have been so grazed or depastured by the owner and by the person (if any) actually in charge of such cattle.”

(2) Rule 8 is hereby cancelled and the following is substituted therefor—

“ 8. There shall be paid by the holder of a licence issued under the last preceding Rule :—

(a) the fees and royalties set forth in the Third Schedule hereto, or such other fees and royalties as may have been the subject of tender after public notice has been given inviting such tenders; and

(b) interest at the rate of eight per cent, per annum on such fees and royalties as are not paid on the date when payment thereof is due :

Provided that the Conservator of Forests may in his discretion remit or reduce any interest due and payable under this paragraph.”

(3) The First Schedule is hereby amended by the addition thereto of the following forest produce :—

Bamboos (*Arundinaria alpina*).

(4) The Third Schedule is hereby amended by the addition of the following provision to clause (2) Posts :—

“ Posts used for fencing on agricultural holdings at one-half the above rates according to their cubic content, stacked measurement.”

Rule 5 of the Forest Nyika Native Reserve (Payment of Royalties) Rules is hereby revoked and the following Rule is substituted therefor :—

“ 5. There shall be paid by the holder of a licence granted pursuant to Rule 3 hereof or by the applicant for a Removal Permit pursuant to Rule 4 hereof, as the case may be, the following royalties :—

ROUND TIMBER.

		per cubic foot	
		Sh. cts.	
Mbemba Kofe (<i>Afzelia cuanensis</i>)	...	0 50	
Mvule (<i>Chlorophora excelsa</i>)	...	0 50	
Muhuhu (<i>Brachylaena sp.</i>)	...	0 50	
Mpingu or Ebony (<i>Dalbergia melanoxylon</i>)	...	0 50	
Mwangati (<i>Terminalia sp.</i>)	...	0 50	
All other trees	...	0 40	

SAWN OR HEWN TIMBER.

	per cubic foot
	Sh. cts.
Mbemba Kofe (<i>Afzelia cuanzensis</i>) 1 00
Mvule (<i>Chlorophora excelsa</i>) 1 00
Muhuhu (<i>Brachylaena sp.</i>) 0 50
Mpingu or Ebony (<i>Dalbergia melanoxylon</i>) ...	0 50
Mwangati (<i>Terminalia sp.</i>) 1 00
All other timbers 0 75."

CHAPTER 155.

(DISEASES OF PLANTS).

The Diseases of Plants Prevention Rules are hereby revoked and the following Rules are substituted therefor :—

1. These Rules may be cited as "the Diseases of Plants Prevention Rules."
2. In these rules—
 - (a) "Ordinance" means the Diseases of Plants Prevention Ordinance.
 - (b) "Pest" and "disease" mean insect pest and plant disease respectively.
 - (e) "Maize" shall include "sorghums" and "millets".

GENERAL.

3. The Director of Agriculture may appoint inspectors for the purposes of these rules.

4. The importation of plants and seed into the Colony will only be permitted as hereinafter provided.

5. An inspector may enter upon any lands, nurseries, or other places where he has reason to believe there is any pest or disease or where he has reason to believe there is any plant or seed which may prevent the proper control of any pest or disease.

6. An inspector may cause any plant or seed to be detained until it can be examined; any detention shall be at the risk of the owner thereof, and any inspector detaining any such plant or seed shall notify such owner or his agent, where possible, of such detention.

7. An inspector may give such instructions as he may consider necessary for the treatment or destruction of any plant or seed, or the container thereof, which he may suspect to be infected with, or to constitute an obstacle to the proper control of, any pest or disease. Such instructions shall be complied with by the owner or person in possession of such plant, seed or container within such period as may be specified by the inspector. An inspector may cause such treatment or destruction to be carried out at the expense of the owner or person in possession of such plant, seed or container in the event of either of those persons failing to carry out such instructions.

8. The Director of Agriculture may prohibit the movement within the Colony of any plant or seed and of coffee in any form whatsoever which may be diseased, or which he may suspect of being diseased or likely to spread disease, and he may prohibit for any prescribed period the planting or growing of any plant or crop or variety thereof which he may consider likely to hinder the prevention of the spread and the proper control of any disease or pest.

9. Any owner or occupier of land who shall become aware of the existence of a disease or a pest upon such land shall forthwith notify the Director of Agriculture thereof and shall also send him specimens of such disease or pest.

10. No person shall sell, offer for sale, or in any way dispose of or receive any plant or seed, if the same is infected with any pest or disease.

11. Any person who without lawful excuse obstructs an inspector in the discharge of his duties under these rules, or who refuses to permit an inspector to examine any plant or seed, or who refuses to carry out the instructions of an inspector in the discharge of his duties under these rules, or who otherwise contravenes the provisions of these rules shall be guilty of an offence and shall on conviction be liable to a fine not exceeding one hundred pounds or in default of payment thereof to imprisonment of either description for a term not exceeding three months.

12. The Director of Agriculture may permit the admission into the Colony for scientific purposes, of any plant, seed, pest or disease.

13. Any plant or seed, or the container thereof, may be destroyed with or without compensation. The rate of any compensation to be paid shall be determined by the Director of Agriculture.

IMPORTATION OF PLANTS, SEED, FRUIT, ETC.

14. All plants, seed and fruit, other than dried, canned, or bottled fruits, imported into the Colony shall be examined by an inspector.

15. (a) Any package or parcel containing any plant or seed imported otherwise than by post, shall be delivered to an inspector by the Customs Department.

(b) Where there is no Customs officer at the place of importation, the importer shall deliver the package or parcel to an inspector before such package or parcel is opened.

(c) Any package or parcel containing any plant or seed imported by post shall be delivered to an inspector by the Postal Department.

(d) After examination and treatment (where necessary) such package or parcel shall be returned by such inspector to the Customs or Postal Department, as the case may be, for delivery to the addressee, except where such package, parcel, plant or seed is destroyed under the instructions of such inspector.

16. No compensation shall be paid in respect of any package, parcel, plant or seed destroyed under rule 15 (d).

17. Any package or parcel containing any imported plant or seed shall bear on the outside thereof a label on which shall be set forth the following particulars :—

- (a) The full name of the kind and variety and the place of origin of such plant or seed ; and
- (b) The name and address of the nursery or person supplying such plant or seed.

18. Except under a permit signed by the Director of Agriculture first obtained, and in accordance with any special condition which may be stated on such permit, the importation of the following plants, seeds, etc., is prohibited :—

- (1) Peach stones.
- (2) Apple or pear stocks or cuttings. The term "stocks" shall include young rooted plants for budding or grafting purposes.
- (3) Potatoes. Permission, however, to import seed potatoes from the United Kingdom will only be granted if the consignment complies with the three following paragraphs :—
 - (a) The variety thereof is included in a list published by the Ministry of Agriculture of England and Wales of varieties immune from wart disease (*Synchytrium endobioticum*).
 - (b) The consignment thereof is accompanied by a certificate under the seal of either of the Boards of Agriculture of England, Scotland, or Ireland, that wart disease has not been known to exist or is no longer in existence within a radius of five miles from the place where the tubers thereof were grown ; and
 - (c) Such consignment is accompanied by a declaration on oath by the consignor thereof that all the tubers of such seed potatoes were grown in the place mentioned in such certificate.
- (4) Citrus trees and citrus fruits other than citrus fruit grown on the islands of Zanzibar and Pemba.
- (5) Gooseberry and currant (*Ribes*). Stocks or cuttings.
- (6) Sugar cane.
- (7) Buckthorn and barberry.
- (8) Onion and leek seed.
- (9) Vines or vitaceæ.
- (10) Tea seeds or plants.
- (11) Cotton seed except in transit for re-export. Permission, however, to import cotton seed will be granted if :
 - (a) Imported into the Colony for use therein through Kilindini, Mombasa or any other port or place of entry as may be approved by the Director of Agriculture on the application of the importer ;
 - (b) The consignment thereof is accompanied by a certificate under the seal of the Department of Agriculture of the country from which it is consigned to the effect that it has been fumigated within one month before consignment to the Colony or that it is free from pest or disease.

All cotton seed unaccompanied by a certificate as specified in paragraph (b) hereof shall be delivered by the importer or his agent to an inspector for fumigation at the port or place of entry (or elsewhere as may be directed by the Director of Agriculture) and shall be removed by the importer or his agent immediately after such fumigation.

Any cotton seed imported in contravention of this clause may be detained and destroyed or otherwise dealt with as the Director of Agriculture may direct.

(12) Banana plants.

MAIZE.

19. The Director of Agriculture may from time to time by order to be published in the Gazette direct that any owner or occupier or manager of any land (in the case of forest or railway land the forest officer or railway officer in charge of that area shall be deemed to be the occupier) who plants or permits to be planted maize in such area or areas of the Colony as may be defined by the Director of Agriculture in such order shall, within fourteen days of such planting, give notice of such planting to such officer of the Department of Agriculture as the Director of Agriculture shall in such order specify. Such notice shall state the exact locality in which the maize has been planted and the acreage planted.

20. No person shall plant or permit to be planted any maize on any farm within such areas as are defined in the order referred to above unless he shall, prior to such planting, have destroyed or cause to be destroyed all maize roots, stalks and shelled cores which may have been on any such farm immediately prior to such planting as aforesaid, and no person shall permit any maize of the description known as "volunteer" maize to grow or be grown on any such farm.

Provided that when shelled cores are reasonably required for fuel their destruction shall not be compulsory if such shelled cores are stored in a dry building to the satisfaction of inspector.

21. No owner or lessee of any unoccupied farm within such areas as are defined in the order referred to above shall permit any person to plant maize thereon without the authority in writing of the District Commissioner of the district in which the farm is situated, and where this permission is granted, such owner or lessee shall be responsible for the carrying out of the two last preceding rules.

CHAPTER 157.

(DISEASES OF ANIMALS).

The Diseases of Animals Rules are hereby amended as follows :—

(1) Rule 2 is hereby amended by adding thereto the following :—

"The term 'farm' means an area of land held by the owner or occupier under one registered title : Provided that if two or more farms in the possession of one owner or occupier shall immediately adjoin each other they shall be deemed to be one farm for the purposes of these Rules and any two farms so possessed, and divided by a public road only, shall be deemed to be adjoining."

(2) Rule 14 is hereby revoked and the following is substituted therefor :—

“ 14. (1) It shall be the duty of the owner of cattle, swine, sheep or goats to prevent any such animal from straying or from being moved contrary to these rules.

(2) No cattle, swine, sheep or goats shall be moved from, or on to any farm or from or into any Native Reserve without a permit authorising such movement granted and signed by an issuer of permits.

Provided that whenever a public road passes through any farm it shall be lawful for the occupier of such farm unless prohibited by the order of a Veterinary Officer, to move any healthy cattle, swine, sheep or goats across such road from one part to another part of the farm without such permit.

And provided further that it shall not be unlawful to move any cattle swine, sheep or goats, on to or over any forest area or on to or over any public road when such area or public road is within a Native Reserve.

(3) Any cattle, swine, sheep or goats found strayed shall be deemed to have been moved by the owner and by the person actually in charge of such cattle, swine, sheep, or goats.

(4) The owner and the person actually in charge of any cattle, swine, sheep or goats which shall have been moved contrary to the provisions of this rule shall on conviction be liable to the penalties prescribed by law for breach of these rules.”

(3) Rule 26 is hereby revoked and the following rule is substituted therefor :—

“ 26. (1) Any person bringing cattle, camels, horses, mules, donkeys, sheep or goats from the Northern Frontier Province shall be in possession of a permit in writing from the administrative officer of the district from which the stock are moved and shall conduct such animals without undue delay to the Isiolo Veterinary Station by the route prescribed.

The owner or agent in charge of any cattle shall cause the said cattle to be inspected and actively immunised against rinderpest and vaccinated against pleuro-pneumonia or otherwise dealt with as may be considered necessary by the Veterinary authorities at the Isiolo Veterinary Station. The owner or agent shall pay the prescribed fees for these services. The cattle shall be dipped and branded as required before leaving the Veterinary Station, and payment therefor shall be made at the prescribed rate.

(2) An auction centre shall be established within the Isiolo Veterinary Station which shall be under the direct control of the veterinary officer or stock inspector in charge of the Veterinary Station, hereinafter called “ the officer-in-charge,” and subject to such general regulations as are contained herein or may from time to time be prescribed by the Chief Veterinary Officer.

(3) No animals shall be moved from the Isiolo Veterinary Station until a permit in writing shall have been obtained from the officer-in-charge. Such permit will be granted subject to the following conditions—

(a) that the owner—

- (i) if a non-native, either by himself or by his agent, can satisfy the officer-in-charge that he has available in a non-native area grazing of sufficient capacity to accommodate his stock or can produce a permit that he is entitled to graze a specified number of cattle on a commonage or township grazing area; or
 - (ii) if a native of the Colony acting on his own behalf and not as agent for a non-native, can satisfy the officer-in-charge that he is a native resident in a native reserve and can produce a permit in writing from the administrative officer in charge of such native reserve authorising him to take a specified number of animals into such reserve, and
- (b) that such animals shall have been inspected and inoculated against such disease or diseases as shall be specified from time to time by the Chief Veterinary Officer and shall have been branded according to his instructions :

Provided that no permit shall be issued unless the destination is specified and, in the case of cattle owned by a non-native, such cattle are branded with the registered brand of the owner or lessee of the grazing area at destination.

(4) Nothing in the preceding sub-rule shall prevent an owner or his agent on his behalf from obtaining a permit from the officer-in-charge to take his cattle or other animals—

- (a) to a *bona fide* butcher if the officer-in-charge is satisfied that the cattle or other animals are suitable and intended for slaughter;
- (b) to a specified auction sale : Provided that if the cattle or other animals or any of them are unsold within forty-eight hours after the termination of such auction sale the owner or his agent shall forthwith return such of the cattle or other animals as remain unsold to the Isiolo Veterinary Station unless he shall have obtained a permit under sub-rule 3 (a) of this rule.

(5) No person shall keep cattle, camels, horses, mules, sheep or goats at any place along the line of movement from Isiolo as specified on his permit for a longer period than forty-eight hours without the permission in writing from the District Commissioner of the district in which he is situated at the moment.

(6) Every owner of cattle, camels, horses, mules, donkeys, sheep or goats desirous of taking his stock to the Isiolo Veterinary Station shall abide by the following conditions—

- (a) he will pay the prescribed fees for inoculation of his animals;
- (b) on the fulfilment of the veterinary requirements and when the stock are ready for release, grazing fees shall become payable by him at the following rates—

For horses, cattle, camels, mules and donkeys :

- (i) in respect of the first month or part thereof, per head 50 cents.
- (ii) in respect of the second month or part thereof, per head Sh. 2.
- (iii) in respect of the third month or part thereof, per head Sh. 3.
- (iv) thereafter the grazing fee to increase at the rate of Sh. 1 per head per month or part of a month.

Provided that no grazing fees will be levied while stock are undergoing inoculation.

The fees chargeable for sheep and goats shall be twenty per cent. of the above rates respectively, for each period.

(7) For the purposes of this rule the Isiolo Veterinary Station shall include the area bounded as follows :—

On the west by the Ndare River, on the south by the northern boundary of the area surveyed into farms, on the east by the Isiolo River, and on the north by the Uaso Nyiro River.”

- (4) Rule 39 is hereby revoked.
- (5) Rule 58 is hereby revoked.
- (6) The following rules shall be added after rule 60 :—

61. Whenever treatment to immunise stock against disease is undertaken on a farm or in a district or area, every person owning or having charge of stock on such farm or within such district or area shall, on being required thereto by a Veterinary Officer or Stock Inspector, present all susceptible stock on such farm for treatment, notwithstanding that such stock may be the property of other persons.

62. On an application made by the owner or person having charge of any stock the Veterinary Officer or Stock Inspector carrying out such treatment may at his discretion exempt any stock from treatment, provided that if so requested he shall furnish the owner, occupier or manager of the farm with his reasons in writing for such exemption.

63. The owner, occupier or manager of a farm shall be responsible to Government for the collection and payment of all fees in connection with treatment carried out on his farm, notwithstanding that the stock dealt with may be the property of other persons.

64. Such fees paid by the owner, manager or occupier in respect of services rendered shall be recoverable by him at law from the owner or person having charge of the stock treated.

65. In rules 65—67, unless the context otherwise requires, the term “ Clean Area ” means an area declared by Proclamation under section 4 of the Diseases of Animals Ordinance to be a Clean Area.

66. It shall be unlawful for any person to move or attempt to move or cause or permit to be moved any cattle into any Clean Area unless such cattle are the property of

the owner or occupier or lessee of any land within such Clean Area : Provided that the provisions of this rule shall not apply to—

- (a) any cattle moved for slaughter ; or
- (b) any cattle moved by virtue of a permit from the Veterinary Officer of the district concerned, or such other person as may be specifically authorised in writing in that behalf by the Chief Veterinary Officer ; or
- (c) any transport cattle which are immune to East Coast Fever and branded with the Government Registered Brands K.T., L.T., and T., or other Government registered brand indicating immunity to East Coat Fever, and such cattle may be moved to and fro into and within such Clean Area.

For the purposes of rules 65—67 any cattle found straying or strayed shall be deemed to have been moved by the owner and by the person actually in charge of such cattle.

67. It shall be unlawful for any person to keep or permit to be kept any cattle in any Township within a Clean Area without a permit in that behalf issued to him by the Veterinary Officer of the District concerned or by such other person as may be specifically authorised in writing by the Chief Veterinary Officer to issue such permits.

(7) Schedule A is hereby amended as follows :—

(a) by the deletion of the following words and figures—

	Sh. Cts.
“ Double inoculation against Rinderpest and branding “A.M.”	2 50
“ Double inoculation against Rinderpest of unweaned calves, without branding	1 00 ”

and the substitution therefor of the following words and figures—

	Sh. Cts.
“ Double inoculation against Rinderpest, including treatment with Trypanblau (Bovine) when necessary, and branding “A.M.” ...	2 50
“ Double inoculation against Rinderpest of unweaned calves, including treatment with Trypanblau (Bovine) when necessary, without branding	1 00.”

(b) by the deletion of the words :

“ Contagious bovine pleuro-pneumonia, double vaccination and branding ‘ P ’ with a numeral ... Shs. 2/00 ”

and of the heading

“ Quarantine Fees ”

and by the substitution therefor respectively of the following :

“ Testing immunity to bovine pleuro-pneumonia and branding ‘ MP ’ with a numeral ... Shs. 2/00 ”

and

“ Nairobi Veterinary Station Quarantine Fees.”

(c) By the addition of the following :—

East Coast Fever inoculation—

Minimum fee for the inoculation of a herd (any number from 1 up to 80 head) including the preliminary Redwater and Anaplasmosis vaccinations	Shs. 400
East Coast Fever inoculation for all animals in excess of 80 head, including the preliminary Redwater and Anaplasmosis vaccinations	Shs. 5 per head.

(d) by the addition under " Nairobi Veterinary Station Quarantine Fees " of—

" C—Cats, not exceeding Cts. 75 per day.
D—Cat with kittens, not exceeding Sh. 1 per day.

NOTE :—After kittens are weaned the fees charged for them will be those shown under Scale C."

CHAPTER 161.

(GAME).

Part B of the First Schedule on page 1386 of the Subsidiary Legislation is hereby amended as follows :—

(a) By the insertion of the following words immediately under the word and letter " PART B "—

" Animals which may be hunted, killed or captured only by virtue of a Governor's Permit."

(b) By the deletion of item 2 and the substitution therefor of the following :—

" 2. Greater Kudu (except in the Northern Frontier Province and Turkana District)."

(c) By the deletion of item 12 " Kavirondo Crested Crane."

The Third Schedule on page 1386 of the Subsidiary Legislation is hereby amended by the deletion of item 10 and the substitution therefor of the following item :—

" 10. Greater Kudu (*Strepsiceros strepsiceros*) (male) in Northern Frontier Province and Turkana District only 1."

The Third Schedule on page 1386 of the Subsidiary Legislation is hereby amended by the addition to Part B thereto of the following :—

" 34. Greater Kudu (except in the Northern Frontier Province)."

CHAPTER 163.

(PROTECTION OF FISH).

The Trout Protection Rules are hereby cancelled and all notices thereunder.

**THE INDIAN TELEGRAPH ACT, 1885, AS APPLIED
TO THE COLONY.**

Rules 32 and 33 of the Telegraph Rules are hereby revoked and the following rules are substituted therefor :—

32. The charges for radio telegrams tendered for transmission in the Colony shall be as follows :—

	<i>Rate per word.</i>
	Sh. Cts.
To ships at sea from all telegraph offices transmited <i>via</i> Mombasa Radio ...	0 90

33. The Postmaster General may make such supplementary charge as he may consider sufficient to cover any additional payment over and above the ordinary tariff per word, to any ship station requiring payment of a minimum amount in respect of each radio telegram transmitted to such station.

Rule 39 of the Telegraph Rules is hereby revoked and the following rule is substituted therefor :—

“ 39. When such telegrams contain only conventional Christmas or New Year Greetings, the minimum charge shall be reduced to the charge for ten words : Provided that the charge for such Christmas or New Year Greetings telegrams to Great Britain and Northern Ireland, the Irish Free State, Gibraltar and Malta shall be a minimum charge of Sh. 3 for ten words and Cts. 33 for each additional word in excess of ten words : Provided further that such Christmas or New Year Greetings telegrams will be accepted only between the 15th day of December, 1928, and the 2nd day of January, 1929, both days inclusive, and thereafter yearly from the 15th day of December in each year to the 2nd day of January in the succeeding year both days inclusive.”

Rule 43 of the Telephone Rules is hereby amended by the addition thereto of the following :—

The fee for each call not exceeding three minutes' duration over the Soy Post Office-Soy Railway Station trunk line shall be 25 cents.

THE PUBLIC TRUSTEE'S ORDINANCE, 1925.

The Public Trustee's Rules are hereby amended as follows :—

(I) Paragraph (b) of Rule 11 is hereby revoked and the following paragraph is hereby substituted therefor :—

“(b) any investment in the purchase of or a first mortgage or mortgages or a first charge or charges secured on immovable property within the Colony up to one-half of the value thereof, as estimated after due enquiry, and which mortgage, mortgages, charge or charges shall be registered with the Registrar of Documents or the Registrar of Titles :

Provided that when the immovable property is leasehold a period of not less than fifty years of the term of the lease shall be unexpired.”

(2) The scale of fees relative to Trust Estates in the Schedule is hereby revoked and the following substituted therefor :—

TRUST ESTATES.

On the gross income up to £1,000 ... 5 per cent. with a minimum fee of Sh. 5.

On the gross income over £1,000 ... $2\frac{1}{2}$ per cent.

The Public Trustee's (Appointment of Ex-Officio Agents) Rules are hereby revoked and the following Rules are substituted therefor :—

1. These Rules may be cited as "the Public Trustee's (Appointment of Ex-Officio Agents) Rules.

2. The Assistant Registrar General, or the officer for the time being in charge of the office of the Public Trustee at Mombasa shall be the Ex-officio Agent of the Public Trustee for the District of Mombasa.

3. Except in the Districts of Nairobi and Mombasa, the Resident Commissioners, District Commissioners or officers for the time being in charge of districts shall be Ex-Officio Agents of the Public Trustee in their respective districts, and the Senior Commissioners for the Northern Frontier, Kerio and Masai Provinces shall be Ex-Officio Agents of the Public Trustee in their respective Provinces.

THE WINES AND SPIRITS CONSUMPTION TAX
ORDINANCE, 1926.

The Wines and Spirits Consumption Tax Rules are hereby amended as follows :—

Rule 2 is hereby revoked and in lieu thereof shall be read the following :—

" 2. For the purpose of the administration of the Ordinance, the provisions of the Customs Management Ordinance, 1926, and any regulations made thereunder shall apply to the control of goods leviable with consumption tax and to the assessment, securing payment, remission and refund thereof :

Provided that—

- (1) the amount of refund shall not be limited as provided for in section 164 of such Ordinance; and
- (2) Tanganyika Territory and Uganda shall be regarded as foreign destinations, the forms approved under Regulation 118 of the Customs Regulations, 1927, being accepted as re-export entries."

SECOND SCHEDULE.

(RULES REVOKED).

- The Townships (Cycle Discs Uniformity) Rules, 1927.
(Government Notice No. 27 of 1927).
- The Legislative Council Ordinance Amending Rules, 1927.
(Government Notice No. 44 of 1927).
(Government Notice No. 55 of the 19th January, 1927).
- The Telegraph Rules (No. 2), 1927. (Government Notice No. 94 of 1927).
- Notification under the Indian Post Office Act, 1898, 4th February, 1927. (Government Notice No. 95 of 1927).
- The Public Health (Milk and Dairies) (Amendment) Regulations, 1927. (Government Notice No. 128 of 1927).
- The Forest (Royalty on Fence Posts) Rules, 1927. (Government Notice No. 132 of 1927).
Government Notice No. 138 of 1927.
- The Nairobi Township (Amendment) By-laws, 1927.
(General Notice No. 151 of 1927).
- The Legislative Council (Amendment) Rules, 1927.
(Government Notice No. 187 of 1927).
- The Eastleigh Township (Amendment) Rules, 1927.
(Government Notice No. 196 of 1927).
- The Diseases of Animals (Amendment) Rules, 1927.
(Government Notice No. 246 of 1927).
- The Nanyuki Township Rules, 1927. (Government Notice No. 272 of 1927).
- The Township (Amendment) Rules, 1927. (Government Notice No. 273 or 1927).
- The Post Office (Amendment) Rules, 1927. (Government Notice No. 275 of 1927).
- The Immigration Restriction Rules, 1927. (Government Notice No. 276 of 1927).
- The Wines and Spirits Consumption Tax (Amendment) Rules, 1927. (Government Notice No. 288 of 1927).
- The Public Trustee's (Amendment) Rules, 1927. (Government Notice No. 311 of 1927).
- The Township (Amendment) Rules, 1927. (Government Notice No. 273 of 1927).
- The Port (Amendment) Rules, 1927. (Government Notice No. 315 of 1927).
- The Kibigori Township Rules, 1927. (Government Notice No. 316 of 1927).
- The Public Trustee's (Appointment of Ex-Officio Agents) Rules, 1927. (Government Notice No. 317 of 1927).
- The Forest (Amendment) Rules, 1927. (Government Notice No. 318 of 1927).
- The Petroleum Possession and Transport (Amendment) Rules, 1927. (Government Notice No. 359 of 1927).
- The Nairobi Township (Amendment) (No. 2) By-laws, 1927.
(General Notice No. 433 of 1927).
- The Forest (Payment of Royalties) Rules, 1927. (Government Notice No. 443 of 1927).
- The Diseases of Animals (Scale of Fees) (Amendment) Rules, 1927. (Government Notice No. 444 of 1927).

- The Public Trustee's (Appointment of Ex-Officio Agents) (Amendment) Rules, 1927. (Government Notice No. 451 of 1927).
- The Diseases of Plants Prevention Rules, 1927. (Government Notice No. 463 of 1927).
- The Wireless Telegraphy (Amendment) Rules, 1927. (Government Notice No. 500 of 1927).
- The Post Office (Amendment) Rules, 1927. (Government Notice No. 541 of 1927).
- The Telegraph Rules (No. 2), 1927. (Government Notice No. 583 of 1927).
- The Diseases of Animals (Scale of Fees) (Amendment) (No. 2) Rules, 1927. (Government Notice No. 589 of 1927).
- The Trout Protection (Amendment) Rules, 1927. (Government Notice No. 611 of 1927).
- The Nairobi (Building Amendment) By-laws, 1927. (General Notice No. 676 of 1927).
- The Nairobi Township (Amendment) (No. 4) By-laws, 1927. (General Notice No. 677 of 1927).
- The Nairobi Township (Amendment) (No. 5) By-laws, 1927. (General Notice No. 1014 of 1927).
- Proclamation No. 5 of 1928, of 30th December, 1927.
- The Nairobi (Amendment) (No. 1) By-laws, 1928. (General Notice No. 156 of 1928).
- Proclamation No. 7 of 1928 of the 31st December, 1927.
- The Reformatory Schools (Amendment) Rules, 1928. (Government Notice No. 160 of 1928).
- The Machakos Township (Conservancy Fees Cancellation) Rules, 1928. (Government Notice No. 85 of 1928).
- The Ngong, Narok and Kajiado Townships Rules, 1928. (Government Notice No. 175 of 1928).
- The Mombasa Township Vehicle Rules, 1928. (Government Notice No. 87 of 1928).
- The Diseases of Plants Prevention (Amendment) Rules, 1928. (Government Notice No. 110 of 1928).
- The Nyeri Township (Market Fees) Rules, 1928. (Government Notice No. 206 of 1928).
- The Forest (Amendment) Rules, 1928. (Government Notice No. 207 of 1928).
- The Public Trustee's (Fees) Amendment Rules, 1928. (Government Notice No. 208 of 1928).
- The Telephone Rules, 1928. (Government Notice No. 209 of 1928).
- The Immigration Restriction (Amendment) Rules, 1928. (Government Notice No. 241 of 1928).
- The Motor Traffic (Amendment) Rules, 1928. (Government Notice No. 271 of 1928).
- The Diseases of Animals Rules, 1928. (Government Notice No. 285 of 1928).
- The Diseases of Animals District and Farm Inoculations Rules, 1928. (Government Notice No. 286 of 1928).
- The Diseases of Animals (Amendment) Rules, 1928. (Government Notice No. 308 of 1928).
- The Public Trustee's (Appointment of Ex-Officio Agents) Rules, 1928. (Government Notice No. 309 of 1928).

The Native Passes (Repeal) Rules, 1928. (Government Notice No. 323 of 1928).

Government Notice No. 335 of the 22nd June, 1928.

The Naivasha Township Rules, 1928. (Government Notice No. 343 of 1928).

The Diseases of Animals (Scale of Fees) (Amendment) Rules, 1928. (Government Notice No. 363 of 1928).

The Nairobi Township (Amendment) By-laws, 1928. (General Notice No. 717 of 1928).

Proclamation No. 68 of the 1st August, 1928.

The Wireless Telegraphy (Amendment) Rules, 1928. (Government Notice No. 479 of 1928).

The Nyeri Township (Sale of Sheep and Goats) Rules, 1928. (Government Notice No. 489 of 1928).

The Diseases of Animals (Amendment No. 1) Rules, 1928. (Government Notice No. 490 of 1928).

The Forest (Amendment) (No. 2) Rules, 1928. (Government Notice No. 517 of 1928).

The Reformatory Schools (Amendment) (No. 2) Rules, 1928. (Government Notice No. 528 of 1928).

The Native Registration (Amendment) Rules, 1928. (Government Notice No. 549 of 1928).

The Nairobi (Building Amendment) By-laws, 1928. (General Notice No. 1208 of 1928).

The Telegraph Rules (No. 4) 1928. (Government Notice No. 655 of 1928).

GOVERNMENT NOTICE No. 2.

Regulations incorporating the various amendments which have been effected since the 31st day of December, 1926, in the Supplementary Volumes to the Revised Edition of Ordinances prepared under the Authority of the Revised Edition of the Laws Ordinance, as amended by the Revised Edition of the Laws (Amendment) Ordinance, 1928.

IN EXERCISE of all the powers thereunto enabling him, His Excellency the Acting Governor has been pleased to make the following Regulations, Rules, Proclamations, Orders and Notices, hereinafter referred to as "these Regulations":—

1. These Regulations may be cited as "the Subsidiary Legislation (Operation) Regulations, 1928, and shall come into operation on the date of the publication of the proclamation under section 9A of the Revised Edition of the Laws Ordinance announcing the issue of Supplementary Volumes to the Revised Edition of Ordinances containing local Orders-in-Council, Proclamations, Rules, Regulations and By-laws of the Colony in force on the 31st day of December, 1926, hereinafter referred to as "the Subsidiary Legislation".
2. The several Regulations, Rules, Proclamations, Orders, and Notices contained in several chapters of the Subsidiary Legislation and mentioned in the First Schedule to these Regulations are hereby amended in the manner indicated in the said Schedule.
3. The several Regulations, Rules, Proclamations, Orders, and Notices contained in Proclamations and Government Notices mentioned in the Second Schedule to these Regulations are hereby cancelled.

By Command of His Excellency the Acting Governor.

Nairobi,

The 27th Day of December, 1928.

JUXON BARTON,
for Acting Colonial Secretary.

FIRST SCHEDULE.

(LAWS AMENDED).

Subsidiary Legislation under Orders-in-Council.

Proclamation under the Kenya Colony and Protectorate (Boundaries) Order-in-Council, 1921, appearing on page 1 of the Subsidiary Legislation is hereby amended by deleting the words "Malindi District" or "Malindi" wherever they occur and by substituting therefor, respectively, the words "Kilifi District" or "Kilifi".

CHAPTER 1.

(INTERPRETATION AND GENERAL CLAUSES).

Delete the following from page 145 of the Subsidiary Legislation :—

" Prisoners on being sentenced or during confinement may be removed to any prison in the Colony."	Section 45 (1) of the Prisons Ordinance (Chap. 37).	Colonial Secretary, (Govt. Notice, 12 of 1921)."
---	---	--

and substitute the following :—

" Prisoners on being sentenced or during confinement may be removed to any prison in the Colony."	Section 45 (1) of the Prisons Ordinance (Chap. 37).	Commissioner of Prisons (Govt. Notice 569 of 1928)."
---	---	--

CHAPTER 7.

(CRIMINAL PROCEDURE).

Notice under section 400 of the Criminal Procedure Ordinance appearing on page 190 of the Subsidiary Legislation is hereby cancelled.

The list of exemptions from liability to serve as jurors or assessors appearing on page 192 of the Subsidiary Legislation is hereby amended as follows :—

(a) by deleting paragraphs (1), (2), (3), (4), (5), (6), (7), (8), (10), (11), (14), (15), (16), (17), (18), (19), (20), (21), (22) and (23);

(b) by the addition of the following :—

" The persons in the service of the Kenya and Uganda Railways and Harbours in the following capacities :—

Station Masters.

Locomotive Foremen.

Permanent Way Inspectors.

General Manager.

Locomotive Running Superintendent.

Superintendent of the Line.

Chief Accountant.

Chief Engineer.

Mechanical Engineer and Works Manager.

Chief Storekeeper.

Chief Marine Engineer and Workshop Manager.

Officers and Engineers serving on the Lake Steamers.

Marine Superintendent.

District Engineers.

Assistant Engineers.

Assistant Superintendent (Locomotive).

Assistant Superintendents.

Deputy Chief Accountant.

Commanders of Lake Steamers.

Stock Verifiers.

Travelling Inspectors of Accounts.

Superintendent (Administrative).

Assistant Superintendent of the Line."

CHAPTER 19.

(NOTARIES PUBLIC).

Schedule II appearing on page 209 of the Subsidiary Legislation is hereby altered by deleting therefrom item 8 and by substituting therefor the following item :—

“ 8. For administering an oath or receiving a declaration or affirmation, with attestation of signature Sh. 4 00.”

CHAPTER 26.

(OUTLYING DISTRICTS).

The following main road in the Kerio Province is excluded from closed districts :—

MAIN ROAD TO KACHELIBA BOMA.

Main Road commencing from the top of Suk Escarpment (Kukwaseiwa Trading Centre) to Kacheliba, Boma.

CHAPTER 26.

(WAKF COMMISSIONERS).

The list of Appointed Commissioners appearing on page 246 of the Subsidiary Legislation is hereby amended by deleting therefrom “ (2) Sheikh Ali bin Rafiu ” and substituting therefor “ Sheikh El-Amin bin Ali ”.

The list of Additional Commissioners appearing on page 246 of the Subsidiary Legislation is hereby amended by deleting therefrom “ (2) Mr. James Cumming ” and by substituting therefor “ (2) George Buckley ”.

CHAPTER 31.

(STATISTICS).

The Regulations relating to Agricultural Census appearing on page 251 of the Subsidiary Legislation are hereby amended by the addition after Regulation 3 of the following Regulation :—

“ 4. The particulars and information referred to in and required by these Regulations shall, as regards a farm or agricultural holding, be furnished to the Director of Agriculture by the owner, occupier, or manager (as the case may be) of such farm or agricultural holding, and shall, as regards livestock kept elsewhere than on an agricultural holding, be furnished to the Director of Agricultural by the owner or manager (as the case may be) of such livestock.”

CHAPTER 37.

(PRISONS).

Delete the following from page 286 of the Subsidiary Legislation :—

DELEGATION.

“ The Governor was pleased to direct that the person for the time being holding the office of Colonial Secretary shall exercise the powers conferred upon the Governor by section 45 (1) of the Prisons Ordinance (Chapter 37 of the Revised Edition).”

and substitute the following :—

“ The Governor has been pleased to depute the person for the time being executing the duties of the office of Commissioner of Prisons to exercise by writing under his hand and seal of office the power conferred upon the Governor by section 45 (1) of the Prisons Ordinance (Chapter 37 of the Revised Edition). ”

CHAPTER 55.

(FEES AND ROYALTIES).

Nos. 22 and 23 (Fees chargeable at the Kisauni, Likoni and Makupa Ferries) are hereby cancelled and the following is substituted therefor :—

“ 22. The following tolls in respect of the ferries named shall be levied :—

Likoni, Kisauni, Macupa, Shimo-la-Tewa (Mtwapa),
Takaungu, Kilifi, and Mtongwe Ferries.

	<i>Sh. Cts.</i>
For each passenger	0 6
For each load (under 60 lb.)	0 6
For each load over 60 lb., but under 120 lb. ...	0 12
For each load over 120 lb., but under 180 lb. ...	0 18
For each additional 60 lb. over 180 lb. ...	0 6
For fowls (not exceeding six)	0 3
For goats and sheep, each	0 10
For cattle and donkeys, each ...	1 00
For an hamali cart	1 00
For a ricksha	1 00
For a motor-car or motor-cycle, with or without sidecars	2 00
For a motor-lorry up to 1½ tons capacity ...	2 00
For a motor-lorry over 1½ tons capacity ...	4 00
For a trailer-lorry, empty	4 00
For a trailer-lorry, loaded or partially loaded ...	5 00
For a pedal bicycle	0 25

Note.—Every person using any of these ferries must pay the toll to the toll collector at the ferry so used. The ferrymen are prohibited from taking the ferry boats to any other place than the regular landing places.

No 24 (Fees for the issue of combined certificates of clearance and manifests to vessels leaving Kisumu or other ports in the Colony on Lake Victoria) is hereby cancelled.

CHAPTER 62.

(RESTRICTION OF IMMIGRATION).

Appointments.

Delete the words “ District Commissioner, Nairobi, for the District of Nairobi ” from page 330 of the Subsidiary Legislation and substitute therefor the words “ The Superintendent of Police in charge of the Criminal Investigation Department for the district of Nairobi ”.

CHAPTER 68.

(MOTOR TRAFFIC).

Add “ The Superintendent of Police, Lumbwa ” under the heading of “ Licensing Officers ” on page 364 of the Subsidiary Legislation and delete the words “ Assistant Superintendent of Police, Lumbwa ”.

Delete "Certifying Officers." on page 364 of the Subsidiary Legislation and insert the following in substitution therefor :—

Certifying Officers.

The Superintendent of Police,	Mombasa.
" "	Nairobi.
" "	Nakuru.
" "	Kisumu.
" "	Eldoret.
" "	Kitale.
" "	Lumbwa.

CHAPTER 73.

(STAGE PLAYS AND CINEMATOGRAPH EXHIBITIONS).

Delete the following :—

"The Governor was pleased to appoint the Commissioner of Police to be the Licensing Officer for the purposes of the above Ordinance with power to the Commissioner of Police by any general or special order to appoint any Police Officer of or above the rank of Assistant Superintendent to be a Licensing Officer.

ORDER.

The Commissioner of Police has appointed the Superintendents and Assistant Superintendents of Police in charge of Districts, with the exception of Nairobi, to be Licensing Officers.

The Commissioner of Police has appointed the Superintendent of Police, Nairobi, to be a Licensing Officer".

And substitute the following therefor :—

"The Governor has been pleased to appoint all District Commissioners in areas and districts outside the Nairobi Municipality area to be Licensing Officers in their respective areas and districts for the purposes of the Stage Plays and Cinematograph Exhibitions Ordinance and to exercise the powers conferred by section 11 thereof.

And further the Governor is pleased to direct that during any period of absence or inability to act from illness or any other cause, of any District Commissioner all powers conferred upon such District Commissioner herein and under the Stage Plays and Cinematograph Exhibitions Ordinance, shall be exercised by the Assistant District Commissioner of the district or area concerned."

CHAPTER 82.

(REGULATION OF TOWNSHIPS).

The description of boundaries of the township of Gilgil appearing on page 377 of the Subsidiary Legislation is hereby cancelled and the following description of boundaries is substituted therefor :—

GILGIL TOWNSHIP.

Description of Boundaries.

Commencing at the southernmost corner of L.O. No. 5624;

thence northerly, south-easterly, southerly and westerly by lines bearing $352^{\circ} 45' 07''$ for 2,775 feet, $127^{\circ} 45' 07''$ for 1,541.5 feet, $172^{\circ} 45' 07''$ for 1,805 feet, and $262^{\circ} 45' 07''$ for 1,090 feet to a point bearing $172^{\circ} 45' 07''$ for 120 feet from the point of commencement;

"The Mohammedan Marriage and Divorce Registration Ordinance shall apply to all Mohammedans in the Colony and Protectorate of Kenya excepting those Mohammedans of the following Shiah Communities :—

Khoja Shia Ith'nasherri,
Khoja Shia Ismailia Council, and
Bohra Community.

SECOND SCHEDULE.

(LAWS CANCELLED).

Proclamation No. 35 of the 4th June, 1927.
Proclamation No. 58 of the 24th August, 1927.
Proclamation No. 73 of the 22nd October, 1927.
Proclamation No. 2 of 1928 of the 23rd December, 1927.
Proclamation No. 8 of the 7th January, 1928.
Government Notice No. 264 of the 29th April, 1927.
Government Notice No. 277 of the 7th May, 1927.
Government Notice No. 343 of the 23rd June, 1927.
Government Notice No. 502 of the 29th September, 1927.
Government Notice No. 3 of 1928 of the 30th December, 1927.
Government Notice No. 27 of the 16th January, 1928.
Government Notice No. 76 of the 6th February, 1928.
Government Notice No. 95 of the 21st February, 1928.
Government Notice No. 140 of the 7th March, 1928.
Government Notice No. 195 of the 14th April, 1928.
Government Notice No. 365 of the 5th July, 1928.
Government Notice No. 442 of the 31st August, 1928.
Government Notice No. 569 of the 29th October, 1928.

RULES OF HIS MAJESTY'S SUPREME COURT OF KENYA.

Rules made by the Supreme Court, with the approval of the Governor, under Article 9 of the Kenya Colony Order in Council, 1921 :—

1. These Rules may be cited as "the Rules of Court (Amendments to Subsidiary Legislation), 1928", and shall come into operation on the date of the proclamation under section 9A of the Revised Edition of the Laws Ordinance announcing the issue of supplementary volumes to the Revised Edition of Ordinances containing local Orders-in-Council, Proclamations, Rules, Regulations and By-laws of the Colony in force on the 31st day of December, 1926, hereinafter referred to as "the Subsidiary Legislation".

2. Part I (Legal Practitioners) of the Supreme Court Rules appearing on page 75 of Subsidiary Legislation is hereby amended as follows :—

Rule 2 (1) is amended by deleting after the words "Solicitor General" the word "or" and adding after the words "Crown Counsel" the words "or Legal Adviser to the Kenya and Uganda Railways and Harbours."

3. Part XI (Court Fees) of the Supreme Court Rules is hereby amended as follows :—

- (a) by the deletion of "8 00" in item 37 and by the substitution therefor of "4 00";
- (b) by the addition of the following item after item 64 :—

" COURT FORMS.

65. The following fees shall be charged on the sale of Court forms :—

	Sh. Cts.
Per 1 form 0 10
Per 100 forms 4 00."

4. Part XVIII (Maintenance Orders Enforcement) of the Supreme Court Rules appearing on page 121 of the Subsidiary Legislation is hereby amended by the addition of the following Rules :—

" 11. Where an order is registered in the Supreme Court under the Maintenance Orders Enforcement Ordinance, the Registrar of the Supreme Court shall forward all papers lodged with him, other than those required for registration, to the Attorney General who may cause such application to be made and such steps to be taken as may be necessary to enforce such order.

12. The Attorney General or the person acting for him under the preceding rule shall be deemed to be the legal representative of the party in whose favour such order was made or given unless and until some advocate is appointed in his place".

5. The following Rules of Court are hereby cancelled :—

The Rules of Court (Maintenance Enforcement Amendment) Rules No. 1 of 1927.

The Rules of Court (Legal Practitioners) (Amendment) No. 3 of 1927.

Rules of Court (Fees for Court Forms) No. 1 of 1928.

Rules of Court (Fees) No. 2 of 1928.

Nairobi,

14th December, 1928.

J. E. R. STEPHENS,
Acting Chief Justice.

Approved

J. W. BARTH,
Acting Governor.