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OF  
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Establishment  
of Public  
Health  
(Division of  
Lands) Board

Section 4 of the Principal Ordinance which it is proposed to replace —

4 (1) There shall be established for the purposes of this Ordinance a Public Health (Division of Lands) Board (hereinafter referred to as "the Board") which shall consist of —

- (a) The Colonial Secretary as Chairman,
- (b) The Commissioner for Local Government as Deputy Chairman,
- (c) The Director of Medical and Sanitary Services,
- (d) The Director of Public Works,
- (e) The Deputy Director of Sanitary Services,
- (f) The Surveyor General,

and such other persons, not being more than three in number, as the Governor may from time to time appoint

(2) In the absence from any meeting of both the Chairman and Deputy Chairman the members present shall elect one of their number to preside at such meeting

(3) Four members shall form a quorum

(4) Questions before the Board shall be decided by a majority of votes of those present and voting, and, in the case of equality of votes, the Chairman or other member presiding shall have a second or casting vote

(5) A meeting of the Board may be summoned at any time by notice in writing, and all meetings shall be summoned by the Commissioner for Local Government. A meeting shall be held at least once in every three months

# Colony and Protectorate of Kenya

## GOVERNMENT NOTICE No 807

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

R W BAKER-BEALL  
*Acting Clerk to the Legislative Council*

### **A Bill to Amend the Public Health (Division of Lands) Ordinance, 1928**

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

**1** This Ordinance may be cited as the Public Health (Division of Lands) (Amendment) Ordinance, 1938, and shall be read as one with the Public Health (Division of Lands) Ordinance, 1928, hereinafter referred to as the Principal Ordinance Short title  
No 32 of 1928

**2** Section 4 of the Principal Ordinance is hereby repealed and the following section is substituted therefor — Repeal and replacement of section 4 of the Principal Ordinance

“4 (1) There shall be established for the purposes of this Ordinance a Public Health (Division of Lands) Board (hereinafter referred to as “the Board”) which shall consist of — Establishment of Public Health (Division of Lands) Board

- (a) the Commissioner of Lands and Settlement as Chairman,
- (b) the Director of Medical Services,
- (c) the Director of Public Works,
- (d) the Director of Surveys,

and such other persons, not being more than three in number, as the Governor may from time to time appoint

(2) In the absence of the chairman from any meeting the members present shall elect one of their number to preside at such meeting

(3) Four members shall form a quorum

(4) Questions before the Board shall be decided by a majority of votes of those present and voting, and in the case of equality of votes the chairman or other member presiding shall have a second or casting vote

(5) A meeting of the Board may be summoned at any time by notice in writing, and all meetings shall be summoned by the Commissioner of Lands and Settlement”

## OBJECTS AND REASONS

The object of this Bill is to transfer the powers and duties of the Commissioner for Local Government under the Public Health (Division of Lands) Ordinance, 1928, to the Commissioner of Lands and Settlement in consequence of the reorganization of the Department of Local Government, Lands and Settlement. It is considered unnecessary for the Chief Secretary to be the Chairman of the Board and provision is now made for the Commissioner of Lands and Settlement to assume the duties of Chairman.

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

Section 4 of the Principal Ordinance which it is proposed to amend —

Area of  
municipality of  
Nairobi

4 For the purposes of this Ordinance the municipality of Nairobi shall be the area included within the boundaries set forth in the First Schedule to this Ordinance

Section 8 of the Principal Ordinance which it is proposed to amend —

Area of  
municipality of  
Mombasa

8 For the purposes of this Ordinance the municipality of Mombasa shall be the area included within the boundaries set forth in the Third Schedule to this Ordinance.

## GOVERNMENT NOTICE No 808

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

R W BAKER-BEALL  
*Acting Clerk to the Legislative Council*

**A Bill to Amend the Local Government (Municipalities) Ordinance, 1928**

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

**1** This Ordinance may be cited as the Local Government (Municipalities) (Amendment) Ordinance, 1938, and shall be read as one with the Local Government (Municipalities) Ordinance, 1928, hereinafter referred to as the Principal Ordinance

Short title

No 19 of 1928

**2** Section 4 of the Principal Ordinance is hereby amended by substituting a colon for the full stop which appears at the end thereof, and by adding, immediately after such colon, the following proviso —

Amendment of section 4 of the Principal Ordinance

“Provided that the Governor may from time to time alter the boundaries of the municipality of Nairobi in the same manner as if such municipality had been declared to be a municipality under the provisions of section 11 of this Ordinance, and the First Schedule to this Ordinance shall be read and construed subject to any such alteration”

**3** Section 8 of the Principal Ordinance is hereby amended by substituting a colon for the full stop which appears at the end thereof, and by adding, immediately after such colon, the following proviso —

Amendment of section 8 of the Principal Ordinance

“Provided that the Governor may from time to time alter the boundaries of the municipality of Mombasa in the same manner as if such municipality had been declared to be a municipality under the provisions of section 11 of this Ordinance, and the Third Schedule to this Ordinance shall be read and construed subject to any such alteration”

Special  
provisions for  
Municipal  
Boards

Sub-section (5) of section 94 of the Principal Ordinance which it is proposed to amend —

(5) In the case of any municipality constituted under the jurisdiction of a Municipal Board, the Board shall, before the commencement of each financial year, submit a copy of such annual estimates as approved by the Board to the Commissioner for Local Government for approval by the Governor in Council, and when so approved an abstract thereof shall be published in the Gazette. The Board shall not incur any expenditure which has not been included in such approved estimates except with the sanction of the Governor in Council. Provided that reallocations of expenditure within the limits of the approved estimates which shall not increase or decrease any one item of expenditure by more than one hundred pounds may be made by the Board. Any revised or supplementary estimates approved by the Board shall be submitted for the approval of the Governor in Council.

Section 99 of the Principal Ordinance which it is proposed to replace —

Standing  
Committee  
for Local  
Government

99 (1) There shall be established a Standing Departmental Committee for Local Government (in this Ordinance referred to as "the Standing Committee") to advise the Governor in regard to all matters relating to local government and to perform the duties imposed upon it by this Ordinance or by any other enactment relating to local government for the time being in force.

(2) The Standing Committee shall consist of —

- (a) The Colonial Secretary as Chairman,
- (b) The Commissioner for Local Government as Deputy Chairman,
- (c) The Director of Medical and Sanitary Services,
- (d) The Director of Public Works,
- (e) The Attorney General,

and such other person or persons as the Governor may from time to time appoint

Provided that in the case of absence or inability to attend any of the officers included under paragraphs (c), (d) and (e) above may be represented by a deputy

**4** Sub-section (5) of section 94 of the Principal Ordinance is hereby amended—

- (a) by substituting the words "Standing Committee" for the words "Governor in Council" wherever such latter words appear therein, and  
(b) by adding thereto, immediately at the end thereof, the following words —

"There shall be an appeal from any decision of the Standing Committee under this sub-section to the Governor in Council whose decision shall be final"

Amendment of section 94 (5) of the Principal Ordinance

**5** Section 99 of the Principal Ordinance is hereby repealed and the following section is substituted therefor —

Repeal and replacement of section 99 of the Principal Ordinance

"99 (1) There shall be established a Standing Committee, to be known as "the Standing Committee for Local Government" (in this Ordinance referred to as "the Standing Committee") to advise the Governor in regard to all matters relating to local government and to perform the duties imposed upon it by this Ordinance or by any other enactment relating to local government for the time being in force in the Colony

Standing Committee for Local Government

(2) The Standing Committee shall consist of —

- (a) the Chief Secretary, as Chairman,  
(b) the Attorney General, or the Solicitor General,  
(c) the Commissioner for Local Government,  
(d) the Director of Medical Services,  
(e) the Director of Public Works, and  
(f) four other persons as the Governor may from time to time appoint

(3) In the case of absence or inability to attend any of the officers included under paragraphs (d) and (e) of sub-section (2) of this section may be represented by a deputy

- (3) In the absence from any meeting of both the Chairman and Deputy Chairman the members present shall elect one of their number to preside at such meeting
- (4) The member presiding and three other members shall form a quorum

(4) Members of the Standing Committee appointed under paragraph (f) of sub-section (2) of this section shall hold office during the Governor's pleasure

(5) In the absence of the chairman from any meeting of the Standing Committee a chairman for such meeting shall be chosen by the members present

(6) At all meetings of the Standing Committee four members shall form a quorum

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

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#### OBJECTS AND REASONS

The boundaries of the Nairobi and Mombasa Municipalities are set out in the First and Third Schedules to the Local Government (Municipalities) Ordinance, 1928

With a view to obviating an amendment to the Ordinance each time an alteration is required to be made to the boundaries of these municipalities it is considered desirable that the Governor should be empowered to alter those boundaries in the same manner as he may alter the boundaries of municipalities established under section 11 of the Ordinance. Clauses 2 and 3 of the Bill make provision accordingly

It is considered that there is no necessity for the Estimates of Municipal Boards to receive the approval of the Governor in Council, and clause 4 contains provision for the approval of such Estimates by the Standing Committee for Local Government, subject to an appeal to the Governor in Council

The Standing Committee established under the Local Government (Municipalities) Ordinance is at present distinct from the Standing Committee established under the Local Government (District Councils) Ordinance. It is desired to combine these two committees, and clause 5 makes provision for the constitution of a single Standing Committee for Local Government

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

**Interpretation**

The definition of "Standing Committee" in section 2 of the Principal Ordinance which it is proposed to replace —

2 In this Ordinance, unless the context otherwise requires —

"Standing Committee" means the Standing Departmental Committee for Rural Areas established under the provisions of section 119 of this Ordinance,

Sub-section (1) of section 6 of the Principal Ordinance which it is proposed to amend —

**Constitution of District Councils**

6 (1) There shall be constituted within every district established under section 4 of this Ordinance a District Council which shall consist of —

(a) Such number of elected European members not being less than ten, as the Governor may, by proclamation, appoint, to be elected as hereinafter provided

Provided that, if a District Council be constituted for the rural area of the administrative district now known as the Kisumu-Londiani District, there shall be, in addition, one elected Indian member of such District Council, but if, at any time, no person shall stand for election by virtue of this proviso or if,

## GOVERNMENT NOTICE No 809

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

R W BAKER-BEALL,  
*Acting Clerk to the Legislative Council*

**A Bill to Amend the Local Government (District Councils) Ordinance, 1928**

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

**1** This Ordinance may be cited as the Local Government (District Councils) (Amendment) Ordinance, 1938, and shall be read as one with the Local Government (District Councils) Ordinance, 1928, hereinafter referred to as the Principal Ordinance

**2** Section 2 of the Principal Ordinance is hereby amended by substituting the following definition for the definition of "Standing Committee" which appears therein —

"Standing Committee" means the Standing Committee for Local Government referred to in section 119 of this Ordinance'

**3** Sub-section (1) of section 6 of the Principal Ordinance is hereby amended by substituting the following paragraph for paragraph (c) thereof —

"(c) Where any area under the jurisdiction of a District Council contains—

(i) only one administrative district, the district commissioner of such district, or the district officer of such district deputed by such district commissioner,

(ii) not more than two administrative districts, the district commissioner of each such administrative district, or the district officer of each such district deputed by each such district commissioner,

having been elected, the member so elected shall resign or shall refuse to serve on the Council, and no other person shall stand for election, the Council shall nevertheless be deemed to be duly constituted under this Ordinance, but in such case the Governor may, if he shall deem it desirable so to do, nominate a fit and proper person to be a member of the Council in the place of such elected member,

- (b) One representative of any Municipal Council or Municipal Board, whose area is surrounded or bordered by the district to be nominated by the Governor with the approval of the Municipal Council or Board, as the case may be,
- (c) The District Commissioner of the district, or a district officer deputed by him

Provided that such district officer shall be entitled to attend, in an advisory capacity and without a vote, meetings at which the District Commissioner is present, and provided further that the Provincial Commissioner of the Province shall be entitled to attend and speak at any meeting of the Council

Section 25 of the Principal Ordinance which it is proposed to replace —

Returning officer

25 The Clerk or such other person as the Council may, with the approval of the Commissioner for Local Government, appoint shall be the returning officer at every election held under this Ordinance

Notice of election

Sub-section (1) of section 26 of the Principal Ordinance which it is proposed to replace —

26 (1) The Clerk or such other person as may have been appointed as returning officer under the last preceding section shall, not less than ten days prior to any election, cause to be published in the Gazette and in one or more newspapers (if any) circulating in the district and to be posted at such conspicuous places as he shall think fit within the ward or wards in which the election is to be held, a notice of such election, and in such notice he shall specify the day and place on and at which he will receive the nomination of candidates for the seat or seats to be filled by election,

(ii) more than two administrative districts, the district commissioners appointed by the Governor in Council from two or more of such districts, or the district officers of the districts deputed respectively by the district commissioners so appointed

At any meeting at which a district commissioner is present, a district officer of the same district shall be entitled to attend in an advisory capacity but shall not be entitled to vote

The provincial commissioner or the provincial commissioners of the province or provinces, as the case may be, in which the area under the jurisdiction of a district council is situate shall be entitled to attend and speak at any meeting of the council

For the purposes of this paragraph the term 'administrative district' means the whole or any part of such administrative district "

**4** Section 25 of the Principal Ordinance is hereby repealed and the following section is substituted therefor —

"25 The council may, with the approval of the Commissioner for Local Government, appoint a returning officer for each election held under this Ordinance

Provided that where elections are held in more than one ward in the district a returning officer shall be appointed for each such ward"

**5** Sub-section (1) of section 26 of the Principal Ordinance is hereby repealed and the following sub-section is substituted therefor —

"26 (1) The Clerk shall, not less than ten days prior to any election, cause to be published in the Gazette and in one or more newspapers (if any) circulating in the district and to be posted at such conspicuous places as he shall think fit within the ward or wards in which the election is to be held, a notice of such election, and in such notice he shall specify the names of the returning officers (if any) appointed under the last preceding section

Repeal and replacement of section 25 of the Principal Ordinance  
Returning officers

Repeal and replacement of section 26 (1) of the Principal Ordinance

Notice of election

Sub-section (1) of section 27 of the Principal Ordinance which it is proposed to amend —

Nomination of candidates

27 (1) On the day and at the place fixed under the last preceding section the returning officer shall attend at ten o'clock in the forenoon until one o'clock in the afternoon and shall receive the nomination of any duly qualified candidate for the seat or seats to be filled

Section 29 of the Principal Ordinance which it is proposed to amend —

Procedure for election of candidates

29 (1) If at the expiration of the time appointed for the election the number of any duly nominated candidates for any district or ward, as the case may be, does not exceed the number of members to be elected for such district or ward, the returning officer shall forthwith declare such candidate or candidates to be elected, and shall publish the result of the election in the Gazette

(2) If the number of duly nominated candidates exceeds the number of members to be elected as aforesaid, the returning officer shall forthwith adjourn the election for the purpose of taking a poll and shall publish immediately in the Gazette and in one or more newspapers circulating in the district and cause to be posted at such conspicuous places as he shall think fit within the ward or wards in which a poll is to be taken, a notice specifying—

- (a) the ward or wards in which the poll shall be taken,
- (b) the date on which the poll will be taken, which shall not be less than fourteen days from the date of the publication of the notice,
- (c) the names of the candidates as described in their respective nomination papers and the names of their proposers and seconders,
- (d) the place or places at which a poll will be taken and the portion of the district or ward, as the case may be, allotted to each polling station

(3) No election which is adjourned for the purpose of taking a poll shall be declared invalid for the reason that the poll was not held or completed before the thirtieth day of April in the year in which such election is held

and the days and places on and at which the returning officers will receive the nomination of candidates for the seat or seats to be filled by election"

**6** Sub-section (1) of section 27 of the Principal Ordinance is hereby amended—

- (a) by inserting the words "or places" immediately after the word "place" which appears in the first line thereof, and
- (b) by inserting the word "concerned" immediately after the word "officer" which appears in the second line thereof

Amendment of  
section 27 (1)  
of the Principal  
Ordinance

**7** Section 29 of the Principal Ordinance is hereby amended—

- (a) by inserting the words "the Clerk" immediately after the word "and" which appears in the sixth line of sub-section (1) thereof, and
- (b) by inserting the words "the Clerk" immediately after the word "and" which appears in the fourth line of sub-section (2) thereof

Amendment of  
section 29 of the  
Principal  
Ordinance

Sub-section (3) of section 34 of the Principal Ordinance which it is proposed to replace —

(3) In the event of the office of Chairman becoming vacant from any cause whatsoever, a successor shall, at the next meeting but one of the Council after such vacancy, be chosen by the members from amongst themselves, and the member so chosen shall serve as Chairman for the remainder of the period for which the Chairman had been elected

**8** The Principal Ordinance is hereby amended by adding thereto, immediately after section 30 thereof, the following new section —

“30A If after an election has been adjourned for the purpose of taking a poll, any candidate nominated for election shall be desirous of retiring from the candidature he may, not later than three days before the day of polling, sign and deliver a notice of his retirement to the returning officer, who, on receipt of such notice, shall, if the number of candidates is by such retirement reduced to the number of persons to be elected at such election, declare the remaining candidates to be on that date duly elected, and if the said number is not so reduced shall omit the name of the person so retiring from the list of candidates and such person shall not be capable of being elected at such election ”

**9** Sub-section (3) of section 34 of the Principal Ordinance is hereby repealed and the following sub-section is substituted therefor —

“(3) In the event of the office of chairman becoming vacant from any cause whatsoever the Council shall, at the next ordinary meeting of the Council, choose one of the members to be the chairman and the member so chosen shall serve as chairman for the remainder of the period for which the chairman had been elected ”

**10** The Principal Ordinance is hereby amended by adding thereto, immediately after section 34 thereof, the following new section —

“34A The Council may appoint a member of the Council to be deputy chairman of the Council, and the deputy chairman shall, unless he resigns or ceases to be qualified or becomes disqualified, hold office until the first meeting of the Council held after the next annual election of members

Subject to any By-laws made by the Council, anything authorized or required to be done by the chairman may be done by the deputy chairman during the absence or temporary incapacity of the chairman”

Amendment of  
the Principal  
Ordinance

Retirement of  
candidate before  
taking a poll

Repeal and  
replacement of  
section 34 (3)  
of the Principal  
Ordinance

Amendment of  
the Principal  
Ordinance

Deputy  
chairman

Section 57 of the Principal Ordinance which it is proposed to amend —

57 The Council shall have power to do all or any of the following things, namely —

Buildings

(1) To acquire, hire, erect, maintain and keep in repair such offices and buildings as may be required for the purposes of the Council

Trees in public places

(2) To plant trees or remove trees in or on any public place

Lighting public places

(3) To arrange for the lighting of public places and the erection and maintenance of lamps for that purpose

Medical and funeral expenses of persons employed by Council

(4) To pay the medical and/or funeral expenses of any person employed by the Council who suffers injury or dies as the result of an accident occurring in the course of his employment or as the result of illness contracted in consequence of such employment

Pensions and gratuities to officials and servants

(5) Subject to the consent of the Standing Committee, to grant from the revenues of the Council pensions or gratuities to officers and servants on their retirement from the service of the Council and to dependants of deceased officers and servants of the Council

Outspans

(6) To establish and maintain outspan grounds within the district

Grants to institutions

(7) Subject to the consent of the Governor—

(a) to make grants of money toward the establishment and maintenance of schools within or without the district,

(b) to provide bursaries to assist parents resident in the district in educating and maintaining their children at any school,

(c) to make grants of money towards the establishment and maintenance of hospitals and dispensaries, whether within or without the district

(d) to acquire, establish and maintain, either by itself or jointly with any other Council or any Municipal Council or Municipal Board, hospitals and dispensaries within or without the district, and to make such charges in connexion therewith as shall be fixed by by-law,

11. Section 57 of the Principal Ordinance is hereby amended—

Amendment of  
section 57 of  
the Principal  
Ordinance

(a) by adding, immediately after paragraph (1) thereof, the following new paragraph —

“(1A) Subject to the consent of the Governor, to acquire houses as residences for officers and persons appointed under the provisions of section 35 of this Ordinance”;

(b) by substituting the following paragraph for paragraph (5) thereof —

“(5) (a) Subject to the provisions of any by-laws made under sub-section (10) of section 66 of this Ordinance, to establish, control, manage, maintain, and contribute to any pension, provident or benevolent fund intended for the benefit of the officers and servants of the Council, and to grant pensions and gratuities from any such fund to such officers or servants on their retirement from the service of the Council and to dependants on the death of such officers or servants

(b) Subject to the consent of the Standing Committee, in cases where no pension, provident or benevolent fund has been established under this sub-section, or in cases where no benefits accrue from any fund so established, to grant from the revenues of the Council pensions or gratuities to officers or servants on their retirement from the service of the Council and to dependants of deceased officers and servants of the Council”, and

(c) by inserting the words “and public libraries” between the word “schools” and the word “within” which occur in the second line of sub-paragraph (a) of paragraph (7) thereof.

**General**

(9) To do all things necessary for carrying out all the purposes for and in regard to which the Council is empowered from time to time to make by-laws, and for carrying all such by-laws into effect

**Expenditure  
for carrying out  
purposes of this  
Ordinance**

(10) To incur all expenditure necessary for the carrying out of any purpose of this Ordinance which the Council is authorized to carry out, or for any purpose not specially provided for in this Ordinance which the Governor may determine to be a purpose incidental to the exercise by the Council of its powers and duties under this Ordinance

Section 66 of the Principal Ordinance which it is proposed to amend —

**Power to make  
by-laws**

66 The Council may from time to time make, alter and revoke by-laws in respect of all or any of the following purposes —

- (1) For regulating any of the things which the Council is empowered under this Ordinance to do, establish, maintain or carry on
- (2) For regulating the proceedings of the Council and preserving order at meetings of the Council and of committees, and for prohibiting, restricting and regulating the publication and disclosure of the Council's documents and records and the proceedings of any committee of the Council, and for regulating the duties and privileges of members, officers and servants of the Council
- (3) For protecting from damage or interference works or property of the Council situated or being in, under or over any public place or other place within the district
- (4) For regulating the imposition and collection of a flat rate per head of African labour employed within the district and for requiring employers of African labour to render returns of all such labour employed by them to the Council at such times and in such manner as the Council may require
- (5) If and when the Council is declared a local authority under section 65 (1) of this Ordinance, for preserving the public health and for preventing the outbreak and spread of infectious and communicable disease

**12** Section 66 of the Principal Ordinance is hereby amended by adding, immediately after paragraph (9) thereof, the following paragraph —

Amendment of  
section 66 of  
the Principal  
Ordinance

“(10) (a) For permitting or requiring all or any of its officers or servants to become members of any pension, provident or benevolent fund or funds established, controlled, managed or maintained by the Council under sub-section (5) of section 57 of this Ordinance,

(b) for fixing the contributions, if any, to be made by such members and by the Council,

(c) for making periodical valuations of such funds and for the enforcement of any increase in the contributions thereto or diminution in the benefits arising therefrom as may be shown by any valuation to be necessary for maintaining the solvency thereof,

(d) for prescribing the age at which persons in the service of the Council shall be permitted or required to become members of the fund and the age at and the conditions under which they shall be permitted or required to retire from the service of the Council,

(e) for determining the amount of pension or other benefit to be paid to members on retirement from the service of the Council and to their dependants on death,

(f) for regulating the management and investment of funds and the appointment or election where necessary of members of a committee for that purpose,

(g) for vesting the property, money and/or assets pertaining to such funds in trustees for the purpose of administering the same in accordance with the directions of any committee of management by and against whom all actions at law relating to the fund shall be brought,

- (6) For securing the eradication of any weed which may be declared by the Governor to be noxious from any land within the district and for compelling owners or occupiers of such land to cause any such weed to be eradicated on their land
- (7) For preserving public decency
- (8) For controlling and regulating native dances on farms or elsewhere within the district
- (9) For regulating, managing and controlling the use of hospitals and dispensaries established by the Council, and for fixing the charges to be made in connexion therewith

No by-law made under this section shall be inconsistent with or repugnant to the provisions of this Ordinance or of any Ordinance dealing with public health, or of any other law in force within the district

(h) for regulating the retirement, removal and resignation of members of such committees of management or trustees and for the filling of vacancies caused thereby,

(i) for prescribing that no pension or right to a pension shall be capable of being assigned or transferred or otherwise ceded or of being pledged or hypothecated or of being attached or subjected to any form of execution under a judgment or order of a court of law, and for withholding, suspending or entirely discontinuing the payment of the same in the event of the beneficiary attempting to assign, transfer or otherwise cede, pledge or hypothecate any pension or right as aforesaid,

(j) for prescribing that in the event of any person in receipt of an annuity being convicted by any court of His Majesty's dominions and being sentenced to imprisonment without the option of a fine for a period exceeding one month any such annuity shall during such period of imprisonment be payable to his dependants,

(k) for entering into an agreement with one or more other councils to establish a united pension, provident or benevolent fund for the benefit of persons in the service of all or any of those councils

Provided that—

(i) every such united fund shall be established by separate resolution passed by each of the councils and approved by the Governor and shall be subject to such by-laws as may be made under paragraphs (a) to (j) hereof and adopted by each of the councils concerned,

(ii) such by-laws shall provide for the management and investment of such united fund being vested in a joint board consisting of representatives of the councils, which are members of the said fund, and of the employees, and for the election of the members of such board,

(iii) the expenses of the administration of a united fund so established shall be defrayed by the councils concerned in such proportions as may be agreed upon between them from time to time,

Payment of  
rates before  
transfer of  
premises

Sub-section (1) of section 103 of the Principal Ordinance which it is proposed to amend —

103 (1) No transfer of any premises within a district shall be passed or registered before any registration officer until a written statement signed and certified by the clerk or other officer authorized thereto by the Council, shall be produced to such registration officer, nor unless such statement shows that all charges (if any) for a period of three years immediately preceding such date due in respect of such premises on account of any rates imposed under this Ordinance have been paid to the Council

Sub-section (3) of section 111 of the Principal Ordinance which it is proposed to amend —

(3) The Council shall, before the commencement of each financial year, submit a copy of such annual estimates as approved by the Council to the Commissioner for Local Government for approval by the Governor in Council, and when so approved an abstract thereof shall be published in the Gazette. The Council shall not incur any expenditure which has not been included in such approved estimates except with the sanction of the Governor in Council

Provided that reallocations of expenditure within the limits of the approved estimates which shall not increase or decrease any one item of expenditure by more than one hundred pounds may be made by the Council

Sub-sections (1), (2) and (3) of section 119 of the Principal Ordinance which it is proposed to replace —

119 (1) There shall be established a Standing Departmental Committee for local government in rural areas (in this Ordinance referred to as "the Standing Committee") to perform the duties imposed upon it by this Ordinance or by any other enactment relating to local government for the time being in force

(2) The Standing Committee shall consist of —

(a) the Colonial Secretary as Chairman,

Functions of  
Standing  
Committee

(iv) any council, other than a council concerned in the establishment of such united fund, may by resolution approved by the Governor and subject to such terms as may be mutually agreed upon between the joint board and the council, join in any united fund”

**13** Sub-section (1) of section 103 of the Principal Ordinance is hereby amended by inserting therein between the word “district” which appears in the first line thereof and the word “shall” which appears in the second line thereof, the words “wherein a rate is imposed under the provisions of this Ordinance”.

Amendment of  
section 103 (1) of  
the Principal  
Ordinance

**14** Sub-section (3) of section 111 of the Principal Ordinance is hereby amended by substituting the words “Standing Committee” for the words “Governor in Council” wherever the latter words appear therein

Amendment of  
section 111 (3) of  
the Principal  
Ordinance

**15** Sub-sections (1), (2) and (3) of section 119 of the Principal Ordinance are hereby repealed and the following sub-section is substituted therefor —

“119 (1) The Standing Committee for Local Government established under the Local Government (Municipalities) Ordinance, 1928, shall be the Standing Committee for the purposes of this Ordinance ”

Amendment of  
section 119 of  
the Principal  
Ordinance

Standing  
Committee

No 19 of 1928

(b) the Commissioner for Local Government as Deputy Chairman,

(c) the Director of Medical and Sanitary Services,

(d) the Director of Public Works,

(e) the Attorney General,

and such other person or persons as the Governor may from time to time appoint

Provided that in case of absence or inability to attend any of the officers included under paragraphs (c), (d) and (e) above may be represented by deputy

(3) At any meeting of the Standing Committee, the member presiding and three other members shall form a quorum, and in the absence of both the Chairman and the Deputy Chairman, the members present shall elect one of their number to preside at such meeting

#### OBJECTS AND REASONS

The Standing Committee established under the Local Government (District Councils) Ordinance is at present distinct from the Standing Committee established under the Local Government (Municipalities) Ordinance, and the object of clauses 2 and 15 of this Bill is to combine these two Committees.

The District Commissioner of the district is statutorily a member of the District Council. It is desired, however, that the Ordinance be amended to provide that, where the area under the jurisdiction of a District Council contains two or more administrative districts, such district commissioners as may be appointed by the Governor in Council, or the district officers deputed respectively by the district commissioners so appointed, shall be members of the Council. Clause 3 of the Bill is designed to achieve this end.

Sections 25 and 27 of the Principal Ordinance provide, inter alia, for the appointment of a Returning Officer at each election and for nomination papers to be delivered to the Returning Officer at an appointed time and place. Difficulties have been experienced in cases where an election has been held in two or more wards, and clauses 4, 5 and 6 of the Bill are designed to overcome these difficulties by providing for the appointment of a Returning Officer for each ward. Clause 7 transfers the duty of publishing the result of an election from the Returning Officer to the Clerk, and clause 8 clarifies the procedure to be followed when a candidate retires after an election has been adjourned for the purpose of taking a poll.

Section 34 (3) of the Principal Ordinance provides that, in the event of the office of chairman becoming vacant, a successor shall be appointed at the next meeting but one of the Council after the vacancy occurs. This seems unnecessary, and in clause 9 provision is made for the appointment of a successor at the next ordinary meeting of the Council.

Clause 10 makes provision for the appointment of a deputy chairman and defines his functions.

It is desired that District Councils should have power to acquire houses as residences for their staff, to establish pension, provident or benevolent funds, and to make contributions to public libraries. Clause 11 is designed to make the necessary additions to section 57 of the Principal Ordinance, whereunder the powers of Councils are defined, and as the establishment of pension, provident or benevolent funds requires the making of appropriate by-laws, clause 12 is designed to make the necessary additions to section 66 of the Principal Ordinance which contains the by-law making powers.

As the law stands at present no transfer of premises within the area under the jurisdiction of a District Council can be made until a certificate to the effect that all rates have been paid is submitted by the Council concerned to the registration officer. It is obviously unnecessary for such a certificate to be submitted if no rate is in existence, and by clause 13 the requisite amendment is made.

It is considered that there is no necessity for District Councils' Estimates to receive the approval of the Governor in Council and Clause 14 contains provision for such approval to be given by the Standing Committee for Local Government. A right of appeal to the Governor in Council against any decision of the Standing Committee already exists under section 119 (5) of the Principal Ordinance.

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

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## GOVERNMENT NOTICE No 810

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

R W BAKER-BEALL  
*Acting Clerk to the Legislative Council*

**A Bill to Establish a Board of Trustees for the Purpose of Administering Museums in the Colony which may be vested in the Board, and to Provide for the Management and Control of the Museum carried on in the Coryndon Memorial**

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

1 This Ordinance may be cited as the Museums Trustees Ordinance, 1938, and shall come into operation on such date as the Governor may, by notice in the Gazette, appoint

Short title and commencement

PART I

ESTABLISHMENT OF BOARD OF TRUSTEES

2 In this Ordinance, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them —

“Board” means the Board of Trustees established under section 3 of this Ordinance,

“Coryndon Memorial” means the land and buildings vested in the Board by section 8 of this Ordinance,

“museum” means any museum in the Colony which is vested in the Board by this Ordinance or which may hereafter be lawfully vested in the Board,

“person” includes any body or association of persons whether corporate or unincorporate

3 For the purpose of administering museums there shall be established a Board of Trustees (in this Ordinance referred to as “the Board”) which shall be a body corporate by the name “The Museums Trustees of Kenya” with

Establishment of Board of Trustees

perpetual succession and a common seal, and which shall in its corporate name be capable of suing and of being sued and, subject to the provisions of this Ordinance, of purchasing, or otherwise acquiring, holding and alienating property, whether movable or immovable, and of doing or performing all such acts and things as bodies corporate may by law do or perform

Constitution  
of Board

**4** (1) The Board shall be appointed by the Governor in Council by notice in the Gazette, and shall be deemed to be duly constituted and established from the date of publication of such notice in the Gazette, and shall consist of—

- (a) one member representing the Government of the Colony, to be selected by the Governor in Council,
  - (b) two members to represent scientific interests, to be nominated by the East Africa and Uganda Natural History Society Provided that if such Society ceases to exist such members shall be deemed to have resigned and the Governor in Council, on the advice of the Board, may reappoint the two members who are so deemed to have resigned or appoint two other persons interested in the natural sciences to be members of the Board,
  - (c) one member representing the Municipal Council of Nairobi, to be nominated by such Council, and
  - (d) two members representing the general public of the Colony, to be nominated by a majority of the unofficial members of the Legislative Council present and voting at a meeting of such members convened for the purpose
- (2) The Governor in Council may, in his absolute discretion, appoint such additional members as he may think fit
- (3) Every member of the Board shall be appointed by name and not by office
- (4) Members of the Board shall be appointed for five years but, on the expiration of that period, shall be eligible for reappointment
- (5) If any member of the Board is, without the consent of the Board, absent from more than four consecutive meetings of the Board or absent from the Colony for more than twelve months he shall be deemed to have resigned from the Board

(6) If any vacancy occurs on the Board by death, resignation, effluxion of time or otherwise, the vacancy shall be filled by the Governor in Council by notice in the Gazette

Provided that the member appointed by the Governor in Council under the provisions of this sub-section shall be a person representing the same interests as the member in whose place he has been appointed

(7) The Governor in Council may upon the application of, and at the request of, any of the persons referred to in paragraphs (b), (c) or (d) of sub-section (1) of this section and without assigning any reason therefor remove any member nominated by the person making such application and may appoint a member in the place of the member so removed

(8) A decision of the majority of the members present and voting at a meeting of the Board shall be deemed to be the decision of the Board

(9) The Board shall elect a member of the Board to be chairman, who shall preside at meetings of the Board. The chairman shall have a deliberative vote, and, in the case of an equality of votes, shall also have a casting vote

(10) The Board shall not be incapable of acting by reason only of there being any vacancy in the membership of the Board

(11) If any member of the Board is absent from the Colony for any period in excess of six weeks the Governor in Council may, at the request of the chairman, by notice in the Gazette, appoint a member in substitution for the member who is so absent from the Colony. Any member so appointed shall hold office until the member in whose place he has been appointed returns to the Colony

5 (1) The Board shall, subject to the provisions of this Ordinance, have the general management and control of all museums in the Colony and for that purpose may—

Functions of  
the Board

(a) with the consent of the Governor in Council acquire by purchase or exchange immovable property for the purpose of any museum and sell or exchange immovable property vested in it which is not required for those purposes, but the proceeds of any such sale shall be devoted to such purposes or disposed of as the Governor in Council may direct,

(b) exchange, sell or otherwise dispose of any objects belonging to any museum,

(c) subject to the provisions of this Ordinance do all such other things as appear to it necessary or expedient for furthering the interests and increasing the utility of any museum,

(d) apply any money received on the sale, or disposal of any movable property or by way of payment for admission to any museum, or by way of gift or grant or otherwise, in the purchase of any object which in the opinion of the Board it is desirable to acquire for any museum or in furthering the interests and increasing the utility of any museum

Provided that notwithstanding the provisions of sub-section (8) of section 4 of this Ordinance no money so received shall be so applied without the consent of the Governor in Council unless a majority of two-thirds of the members of the Board have approved of the money being so applied,

(e) solicit and accept and receive, subscriptions, donations, devises and bequests (whether of movable or immovable property and whether absolute or conditional) for the general purposes of any museum or for any special purpose of any museum or subject to any trust,

(f) affiliate with other institutions of a generally similar character,

(g) do all such other lawful things as are incidental or conducive to the attainment of the objects set out in this section and in section 6 of this Ordinance

Special duty of  
the Board

6 It shall be the duty of the Board to undertake, so far as its financial and other resources permit, research in natural history, and to conduct any other scientific or cultural activity

Managing body,  
staff and  
expenses

7 (1) The Board may in the prescribed manner appoint a managing body for any museum, other than the museum to which Part II of this Ordinance, applies

(2) For the purpose of carrying out the provisions of this Ordinance the Board may appoint and dismiss such officers and servants as it may think fit, and such officers and servants shall hold office on such terms and subject to such conditions as the Board may determine

(3) Any expenses incurred by the Board or by any managing body or by the Managing Committee established under section 10 of this Ordinance in carrying this Ordinance into effect, including any salaries or remuneration paid to officers and servants of any museum, shall be defrayed out of moneys vested in the Board

## PART II

### SPECIAL PROVISIONS RELATING TO THE MUSEUM IN THE CORYNDON MEMORIAL AT NAIROBI

**8** All that piece or parcel of land (being Land Office Reference Number 209/1020) the boundaries of which are more particularly set out in the Schedule to this Ordinance, together with the buildings erected thereon, is hereby transferred to and vested in the Board (without formal conveyance or assignment of the estate therein of the Coryndon Memorial Trustees Registered) for the residue of the term of ninety-nine years now subsisting, subject to the terms and conditions therein contained, and all chattels, moneys, bonds, securities and property vested in such trustees are in like manner hereby transferred to and vested in the Board. The Registrar of Titles is hereby authorized to make appropriate amendments in his registers and on the title deeds relating to the said piece of land

Transfer of  
Coryndon  
Memorial to  
Board

**9** The Board may enter into agreement with the East Africa and Uganda Natural History Society upon such terms and conditions as may be agreed upon between the Board (with the sanction of the Governor in Council) and such Society, to acquire by purchase all the exhibits, material, furniture, fixtures, fittings and any other movable property being the property of the said Society and which are at the commencement of this Ordinance contained in the Coryndon Memorial

Power to  
purchase existing  
fittings, etc

**10** (1) The Board may, in the prescribed manner and subject to the provisions of this section, appoint a Managing Committee for the Coryndon Memorial (hereinafter referred to as "the Committee")

Managing  
Committee

(2) Every member of the Committee shall be appointed by name and not by office

(3) The members of the Committee shall be appointed for three years and retiring members shall be eligible for renomination and reappointment

(4) If any member of the Committee is, without the consent of the Committee, absent from more than four consecutive meetings of the Committee or absent from the Colony for more than twelve months he shall be deemed to have resigned from the Committee

(5) A decision of the majority of the members present and voting at a meeting of the Committee shall be deemed to be the decision of the Committee

(6) The Committee shall each year elect a member of the Committee to be chairman, who shall preside at meetings of the Committee. The chairman shall hold office for twelve months but shall be eligible for re-election at the expiration of that period. The chairman shall have a deliberative vote, and in the case of an equality of votes, shall also have a casting vote

(7) The Committee shall not be incapable of acting by reason only of there being any vacancy in the membership of the Committee

(8) If any member of the Committee is absent from the Colony for any period in excess of six weeks the Governor in Council may, at the request of the chairman, by notice in the Gazette, appoint a member in substitution for the member who is so absent from the Colony. Any member so appointed shall hold office until the member in whose place he has been appointed returns to the Colony

(9) The Committee shall fulfil such functions and carry out such duties as may be assigned or delegated to it by the Board

**11** The Trust Deed made the twelfth day of August One thousand nine hundred and thirty between Henry Monck-Mason Moore, Companion of the Most Distinguished Order of Saint Michael and Saint George, the then Colonial Secretary of the Colony and Protectorate of Kenya, Charles Udall, the then Mayor of Nairobi, the late Rudolf Franz Mayer, Officer of the Most Excellent Order of the British Empire, as the then Director of the East African Standard Limited, of Nairobi, Doctor Victor Gurner Logan Van Someren, Dental Surgeon, of Nairobi, and the late Lionel Douglas Galton Fenzi, Officer of the Most Excellent Order of the British Empire, Settler, of Nairobi (therein called "the Appointors") of the one part

and the Honourable Colonial Secretary, for the time being, of the Colony and Protectorate of Kenya, His Worship the Mayor, for the time being, of Nairobi, the Game Warden, for the time being, of the Colony and Protectorate of Kenya, Major Eric Adlhelm Torloch Dutton, Officer of the Most Excellent Order of the British Empire, the then Private Secretary to His Excellency the then Governor, and the late said Rudolf Franz Mayer of Nairobi (therein called "the Trustees") of the other part and the certificate of incorporation as a corporate body granted on the 25th day of August 1930, by the Governor in Council under the Land (Perpetual Succession) Ordinance to the Trustees referred to in this section, are hereby cancelled and this Ordinance shall operate as a complete release and discharge of the Coryndon Memorial Trustees Registered in respect of any act, omission or liability on the part of them or their agents relating to the property mentioned in section 8 of this Ordinance

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### PART III

#### POWER TO MAKE REGULATIONS

**12** The Governor in Council may, on the advice of the Board, make Regulations not inconsistent with this Ordinance—

Regulations

- (a) for regulating the calling of meetings of the Board, the quorum necessary for the transaction of business, the voting of the members of the Board and the procedure for the transaction of business,
- (b) for regulating the custody and use of the common seal,
- (c) prescribing the manner in which the Committee and any managing body shall be appointed and the powers and duties of the Committee or of managing body,
- (d) for regulating the proceedings of any managing body and the Committee, the calling of meetings, the quorum necessary for the transaction of business, the voting of the members of any managing body and the Committee and the procedure for the transaction of business,

- (e) for enabling the Board, the Committee and any managing body to constitute sub-committees and to co-opt any person in an advisory capacity Provided that any person so co-opted shall not be entitled to a vote,
- (f) for authorizing the delegation to any managing body, the Committee, or the sub-committees of any managing body or to sub-committees of the Board of all or any of the powers of the Board (other than the powers to buy and sell land) and for regulating the proceedings (including the fixing of a quorum) of sub-committees,
- (g) for regulating the keeping and presentation of accounts,
- (h) for securing the due administration of any museum and preserving the objects collected therein,
- (i) for regulating the admission of members of the public to any museum and regulating the payments to be made for admission thereto and prescribing a penalty not exceeding twenty-five pounds for contravention or non-compliance with any such regulation, and
- (j) generally for carrying out the objects and purposes of this Ordinance

**Saving**

**13** Nothing in this Ordinance shall affect the rights of His Majesty, his heirs and successors, all bodies politic and corporate, and all others, except such as are mentioned in this Ordinance and those claiming by, from or under them

**SCHEDULE**

All that piece of land situate in the Nairobi Municipality of the Nairobi District of the Colony of Kenya containing by measurement Fifteen decimal two acres more or less that is to say Land Reference Number 209/1020 (Original Number 121/1) of Meridional District South A 37, G II, d 1, which said piece of land with the dimensions, abutments and boundaries thereof, is delineated more particularly on Land Survey Plan Number 29818 deposited in the Survey and Registration Department at Nairobi excepting and reserving an area of one decimal three acres more or less in respect of Roads Reserve in the approximate positions shown on the said plan by dotted lines and marked respectively "Road Reserve 60 ft wide" and "Road Reserve 40 ft wide" making a net area of thirteen decimal nine acres more or less

### OBJECTS AND REASONS

This Bill has been prepared to give effect to the recommendations of the two Committees appointed by His Excellency the Governor, namely —

- (a) a Committee appointed in 1937 to enquire into the relationship between the Coryndon Memorial Trustees and the East Africa and Uganda Natural History Society, and into the conditions under which the Coryndon Memorial is maintained, and to make recommendations,
- (b) a Committee appointed in March this year to consider sources of additional revenue and to advise upon the nature of draft legislation to give effect to the recommendations of the Committee mentioned in (a) above, and generally for the control and conduct of museums in the Colony

No additional expenditure of moneys, other than the annual grant of £1,000 hitherto made, will be involved if the provisions of this Bill become law

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Interpretation

The definition of "medical officer" in section 2 of the Principal Ordinance which it is proposed to replace —

2 In this Ordinance when not inconsistent with the context—

Medical officer

"medical officer" means a medical practitioner in the service of Government, and for the purposes of sections 40 and 79 of this Ordinance includes an assistant surgeon and a sub-assistant surgeon in the service of Government,

Employer and  
servant may  
enter into a  
contract for  
performance of  
thirty days' work  
within a period  
of forty-two  
days

Section 4 of the Principal Ordinance which it is proposed to amend —

4 Notwithstanding anything contained in section 3 of this Ordinance, it shall be competent for any person and an Arab, a Baluchi born in Africa, a Comoro Islander, a Malagasy, a Somali or a native to enter into a contract of service for the servant to work for the employer for thirty days (in succession or otherwise at the election of the employer) and in such cases—

(a) the employer shall, except when it is impossible for him to do so by reason of any default on the part of the servant, provide thirty tasks for such servant or shall provide thirty days' work for such servant,

## GOVERNMENT NOTICE No 811

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

R W BAKER-BEALL,  
*Acting Clerk to the Legislative Council*

**A Bill to Amend the Employment of Servants  
Ordinance, 1937**

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

**1** This Ordinance may be cited as the Employment of Servants (Amendment) Ordinance, 1938, and shall be read as one with the Employment of Servants Ordinance, 1937, No 2 of 1938 hereinafter referred to as the Principal Ordinance

**2** Section 2 of the Principal Ordinance is hereby amended by deleting therefrom the definition of "medical officer" and substituting therefor the following new definition —

"'medical officer' means a medical practitioner registered under the Medical Practitioners and Dentists Ordinance and includes for the purposes of sections 40, 42, 43 and 79 of this Ordinance an assistant surgeon and sub-assistant surgeon in the service of Government, but excludes for the purposes of sections 77 and 79 of this Ordinance a medical practitioner not in the service of Government"

**3** Paragraph (d) of section 4 of the Principal Ordinance is hereby amended by substituting a colon for the semi-colon which occurs at the end thereof and by adding, immediately after such colon, the following proviso —

"Provided that if the servant completes the contract before the expiration of such period he shall be entitled to the payment of all wages accrued due as soon as the contract is completed."

- (b) the employer shall provide food for the servant or payment in lieu thereof during the continuance of the contract, except for days on which the servant is absent from his place of employment without lawful cause or the mutual consent of the parties,
- (c) it shall not be necessary, if the contract be in writing, to comply with any of the formalities prescribed by this Ordinance for a written contract,
- (d) the contract shall be known as a "ticket contract" and shall not, save as is provided in section 60 of this Ordinance, extend beyond a period of forty-two days from the making thereof. On the expiration of such period the servant shall be entitled to the payment of all wages accrued due in respect of the number of daily tasks which he has performed or of the number of days he has worked in the proportion which such number of tasks or days bear to thirty
- (e) where a ticket contract is entered into the employer shall supply the servant with a ticket which shall be in such form as may be prescribed,
- (f) if the servant is absent from work through illness, the employer shall, at his own expense, if the servant is residing on the employer's premises, cause such servant to be properly fed during the period of his illness for the unexpired period of forty-two days

Sub-section (1) of section 7 of the Principal Ordinance which it is proposed to replace —

Foreign contract  
of service

7 (1) Every foreign contract of service shall be in writing, signed by the parties thereto, and shall be approved and attested by the Colonial Secretary or by an officer duly authorized in writing by the Colonial Secretary to approve and attest such contracts

Section 11 of the Principal Ordinance which it is proposed to amend —

Inducing persons  
to proceed  
abroad under  
informal  
contract

11 Any person who—

- (a) employs, engages, or knowingly aids in the employment or engagement of, any Arab, Baluchi born in Africa, Comoro Islander, Malagasy, Somali or native

**4** Section 7 of the Principal Ordinance is hereby amended by deleting therefrom sub-section (1) thereof, and substituting therefor the following —

“(1) Every foreign contract of service shall be in writing, signed by the parties thereto, and shall be attested by a magistrate After such attestation the contract shall be approved by the Chief Secretary or by an officer duly authorized by the Chief Secretary to approve such contracts ”

**5** Section 11 of the Principal Ordinance is hereby amended—

(a) by substituting the words “domestic servant or sailor” for the word “servant” which occurs in the first line of the proviso thereto,

Repeal and  
replacement of  
section 7 (1) of  
the Principal  
Ordinance

Amendment of  
section 11 of  
the Principal  
Ordinance

with the intention that when so employed or engaged such Arab, Baluchi born in Africa, Comoro Islander, Malagasy, Somali or native shall proceed outside the limits of the Colony, or

- (b) induces or attempts to induce any servant to proceed outside the limits of the Colony.

shall, unless he has, under the provisions of this Ordinance, duly entered into a foreign contract of service with such Arab, Baluchi born in Africa, Comoro Islander, Malagasy, Somali or native, or servant, as the case may be, be liable on conviction to a fine not exceeding one hundred pounds, and in default of payment to imprisonment for any period not exceeding twelve months

Provided, however, that an employer of a servant engaged under a contract of service shall not render himself liable to the aforesaid penalties by inducing or attempting to induce such servant to proceed to any place within the Uganda Protectorate or the Tanganyika Territory or within the dominions of the Sultan of Zanzibar beyond the Colony or to any port on Victoria Nyanza

Section 18 of the Principal Ordinance which it is proposed to amend —

Penalty for  
decoying and  
harbouring  
servants

18 Any person—

- (a) inducing or attempting to induce any servant to leave the service of his employer under circumstances that amount to a breach of the contract under which the servant is employed or of any of the provisions of this Ordinance, or
- (b) knowingly engaging, employing or harbouring any servant who has unlawfully left the services of his employer, or
- (c) who, without the permission of the employer, enters upon the premises of such employer with intent to induce or attempt to induce any servant to leave the service of such employer whether before or after the completion of such servant's contract with such employer,

shall be liable, on conviction, to a fine not exceeding one hundred and fifty pounds and in default of payment to imprisonment for a period not exceeding six months

- (b) by substituting a colon for the full stop which occurs at the end of the proviso thereto, and
- (c) by adding, immediately after such colon, the following further proviso —

“Provided further, however, that the General Manager of the Kenya and Uganda Railways and Harbours Administration shall not render himself liable to any of the aforesaid penalties by inducing or attempting to induce any servant of such Administration to proceed to any place within the Uganda Protectorate or the Tanganyika Territory or to any port on Victoria Nyanza whenever in the opinion of the General Manager it is necessary for such servant so to proceed”

**6** Section 18 of the Principal Ordinance is hereby amended —

- (a) by substituting the words “engaging or employing” for the words “engaging, employing or harbouring” which occur in the first line of paragraph (b) thereof,
- (b) by inserting immediately after the figures and full stop “18” the figure and brackets “(1)”, and
- (c) by adding thereto the following new sub-section —

“(2) Any person who knowingly harbours any servant who has unlawfully left the service of his employer shall be liable, on conviction, to a fine not exceeding ten pounds and in default of payment to imprisonment for a period not exceeding one month”

Amendment of  
section 18 of  
the Principal  
Ordinance

Section 27 of the Principal Ordinance which it is proposed to amend —

Prohibition against employment of juvenile

27 No person shall employ a juvenile or cause a juvenile to be employed as a porter, fuel cutter, trolley or rickshaw boy or in any other class of labour for which in the opinion of a Government medical officer he is physically unsuitable

Section 37 of the Principal Ordinance which it is proposed to amend —

To supply food for servant's consumption when returning to place of engagement

37 Every employer shall on the termination of the contract of service provide at his own expense a sufficient supply of food for the servant's consumption on the way back to the place of recruitment or engagement or shall supply to such servant such amount of money as will purchase a sufficient supply of food

Section 69 of the Principal Ordinance which it is proposed to amend —

Persons may be proceeded against for any offence punishable under any law in force

69 Nothing in this Ordinance shall prevent any employer or servant from being proceeded against according to law for any offence punishable under any other law in force in the Colony

**7** Section 27 of the Principal Ordinance is hereby amended —

- (a) by substituting a colon for the full stop which occurs at the end thereof, and
- (b) by adding, immediately after such colon, the following proviso —

“Provided that no person shall be prosecuted for employing or causing to be employed in such other class of labour a juvenile physically unsuitable for that class of labour unless such person continues to employ such juvenile after he has been notified in writing by a Government medical officer that such juvenile is physically unsuitable for that class of labour”

**8** Section 37 of the Principal Ordinance is hereby repealed and the following is substituted therefor —

“37 On the termination of his contract of service every servant, if he so desires, shall be provided at the expense of his employer with—

- (a) reasonable transport or the cost thereof to the servant’s place of engagement, and
- (b) a sufficient supply of food for the servant’s consumption on the way back to his place of engagement or an amount of money sufficient to purchase such supply of food”

**9** Section 69 of the Principal Ordinance is hereby amended by deleting therefrom the full stop which occurs at the end thereof and substituting therefor the following —

“, but so that no employer or servant shall be punished twice for the same offence”

Amendment of section 27 of the Principal Ordinance

Repeal and replacement of section 37 of the Principal Ordinance

To supply transport and food for servant when returning to place of engagement

Amendment of section 69 of the Principal Ordinance

#### OBJECTS AND REASONS

In order to avoid congestion and delay clause 2 allows assistant and sub-assistant surgeons to carry out medical examinations under sections 42, 43 and 79, as well as under section 40. Powers of medical officers under the Ordinance, except powers under sections 77 and 79, are also given to registered medical practitioners

Clause 3 provides that a servant need not wait to be paid until the expiration of forty-two days if he completes his ticket contract before that time

It is inconvenient for the Chief Secretary to attest and approve all foreign contracts of service so clause 4 provides that such contracts shall first be attested by magistrates and then approved by the Chief Secretary

Clause 5 corrects an error in section 11 of the Ordinance, in that the proviso is only intended to relate to domestic servants and sailors

A further proviso is added exempting the General Manager, Kenya and Uganda Railways and Harbours Administration, when he deems it necessary to take railway employees out of Kenya, e.g. a wash-out or break-down on the line in Uganda or Tanganyika

The offence of harbouring a servant, who has unlawfully left his employment, is less severe than the other offences specified in section 18 and accordingly clause 6 provides a lesser penalty for this particular offence

Clause 7 amends section 27 to ensure that no employer is prosecuted for continuing to employ a physically unsuitable juvenile unless the employer has been notified to that effect

Clause 8 provides for free transport back to the place of engagement, in addition to the present provision of free food, of a voluntarily engaged servant on the termination of his contract

Clause 9 clarifies the law to ensure that no employer or servant is prosecuted twice for the same offence

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

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## GOVERNMENT NOTICE No 812

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

R W BAKER-BEALL  
*Acting Clerk to the Legislative Council*

**A Bill to Provide for the Transfer of Certain of the Powers and Duties of the Commissioner for Local Government to the Commissioner of Lands and Settlement**

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

1 This Ordinance may be cited as the Commissioner for Local Government (Transfer of Powers) Ordinance, 1938, and shall be deemed to have come into force on the first day of November, 1938

Short title and date of commencement

2 In this Ordinance ‘enactment’ means an Ordinance and includes an order of the Governor in Council, order, proclamation, resolution, regulation, rule, by-law, notice, deed, contract, minute, official letter or other document issued or made under or in connexion with such Ordinance

Interpretation

3 The title ‘Commissioner of Lands and Settlement’ shall be substituted for the title “Commissioner for Local Government” wherever the latter title occurs in any enactment specified in the Schedule hereto

Substitution of “Commissioner of Lands and Settlement” in certain enactments

**SCHEDULE**

The Public Health (Division of Lands) Ordinance, 1928	No 32 of 1928
The Water Ordinance, 1929	No 35 of 1929
The Town Planning and Development Ordinance, 1931	No 48 of 1931

**OBJECTS AND REASONS**

In connexion with the appointment of the Financial Secretary to be Commissioner for Local Government with effect from the 1st November, 1938, it is necessary that with effect from that date the powers and duties assigned to the Commissioner for Local Government in certain enactments should be transferred to the Commissioner of Lands and Settlement. This Bill is designed to effect this transfer.

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

GOVERNMENT NOTICE NO 813

## DEPARTURES

Name	Rank	On Leave or Termination of Appointment	Date of Departure
F G Butcher	Storekeeper, Class I K U R & H	Leave	26th October, 1938
W C Beck	Senior Inspector of Works, K U R & H	Termination " appointment	27th October, 1938
D A Dick	Sanitary Inspector K U R & H	Leave	"
N R E Dalgarno	Foreman, K U R & H	"	"
S A J Holmes	Fireman Class II K U R & H	"	"
E Campbell Gillies	Foreman Class II, K U R & H	"	"
J L Dickenson	Fireman Class II, K U R & H	"	"
R C Gowthorpe	Senior Asst Engineer, K U R & H	"	"
J F Brown	Train Controller, K U R & H	Termination of appointment	"
G G Leighton	Artisan, Temporary K U R & H	Leave	"
W Sykes	Foreman Class II K U R & H	"	"
R S Sykes	Artisan, Class II K U R & H	"	"
S A Pool	Temporary Artisan K U R & H	"	3rd November, 1938
L J A Verlaque	Chargehand K U R & H	"	"

## APPOINTMENTS

GEOFFREY BRISCO RIMINGTON to be District Commissioner, Voi District, Coast Province, with effect from the 26th September, 1938

JACK HAYDON LEWIS to be District Commissioner, Isiolo, Northern Frontier District, with effect from the 1st November, 1938

MYLES EDWARD WENTWORTH NORTH to be District Officer, North Kavirondo District, Nyanza Province, with effect from the 31st October, 1938

GEORGE CARLOS MALCOLM DOWSON to be District Officer, Machakos District, Central Province, with effect from the 1st November, 1938

ERNEST MALCOLM CLARK, M.R.C.S. (ENG.), L.R.C.P. (LOND.), to be Medical Officer of Health, Northern Frontier District and contained townships with effect from the 3rd November, 1938

FREDERIC CHARLES OXFORD, Accountant, to be Acting Storekeeper, Posts and Telegraphs Department, with effect from the 13th October, 1938

## PRELIMINARY ORAL SWAHILI EXAMINATION

PASS

Miss Marjorie E Seccombe

A DE V WADE,  
*Chief Secretary*

## KENYA AND UGANDA RAILWAYS AND HARBOURS

BRIGADIER-GENERAL SIR GODFREY DEAN RHODES C.B.E., D.S.O., R.E. (RETD), returned from leave and assumed the duties of General Manager, with effect from the 10th November, 1938

ARTHUR EDWARD HAMP, C.B.E. Acting General Manager, reverted to his substantive rank of Chief Engineer with effect from 10th November, 1938

## PROCLAMATION NO 94

THE PUBLIC HOLIDAYS ORDINANCE  
(*Chapter 30 of the Revised Edition*)

## PROCLAMATION

IN EXERCISE of the powers conferred upon me by section 3 of the Public Holidays Ordinance (Chapter 30 of the Revised Edition), I, Henry Robert Moore Brooke-Popham, Knight Grand Cross of the Royal Victorian Order, Knight Commander of the Most Honourable Order of the Bath, Companion of the Most Distinguished Order of Saint Michael and Saint George, Companion of the Distinguished Service Order, upon whom His Majesty has been pleased to confer the Air Force Cross, Air Chief Marshal in His Majesty's Royal Air Force, Governor and Commander-in-Chief of the Colony and Protectorate of Kenya, hereby proclaim Tuesday the 27th day of December, 1938, to be observed as a public holiday

Given under my hand at Nairobi this 4th day of November, 1938

R BROOKE-POPHAM,  
*Air Chief Marshal,*  
*Governor*

GOD SAVE THE KING

## GOVERNMENT NOTICE No 814

THE KENYA REGIMENT (TERRITORIAL FORCE)  
ORDINANCE, 1937

## PROMOTIONS OF COMMISSIONED OFFICERS

WHEREAS by Government Notice No 860 of the 6th day of November, 1937, which was published in the Gazette of the 16th day of November, 1937, His Excellency the Governor was pleased to commission Doctor John Ambrose Carman with the honorary rank of Lieutenant as an officer of the Kenya Regiment

And whereas the said Lieutenant John Ambrose Carman has completed one year's commissioned service in the said Regiment

Now therefore, in accordance with the provisions of Regulation 27 of the Kenya Regiment (Territorial Force) Regulations, 1937, His Excellency the Governor, with effect from the 6th day of November, 1938, has been pleased to promote the said Lieutenant John Ambrose Carman to the honorary rank of Captain in the said Regiment

By Command of His Excellency the Governor

Nairobi

This 7th day of November, 1938

A DE V WADE,  
*Chief Secretary*

## GOVERNMENT NOTICE No 815

THE KING'S AFRICAN RIFLES RESERVE OF  
OFFICERS ORDINANCE, 1927

## NOTICE

THE Secretary of State for the Colonies, on the recommendation of His Excellency the Governor, has been pleased to appoint Mr A Chadwick to be an officer of the King's African Rifles Reserve of Officers to serve for a period of three years in the rank of 2nd Lieutenant

Nairobi

This 8th day of November, 1938

A DE V WADE,  
*Chief Secretary*

## GOVERNMENT NOTICE No 816

THE DETENTION CAMPS ORDINANCE, 1925  
NOTICE

IN EXERCISE of the powers conferred upon him by section 3 of the Detention Camps Ordinance, 1925, His Excellency the Governor is pleased to declare the camp at Msambweni, Digo District, to be a Detention Camp for the purposes of the aforesaid Ordinance with effect from 17th October, 1938, and His Excellency is further pleased to appoint as Officer in Charge of such Detention Camp the District Commissioner, Digo District

By Command of His Excellency the Governor

Nairobi

This 4th day of November, 1938

A DE V WADE,  
*Chief Secretary*

## GOVERNMENT NOTICE No 817

## THE COURTS ORDINANCE, 1931

## NOTICE

IN EXERCISE of the powers conferred upon him by section 6 of the Courts Ordinance, 1931, and all other powers thereunto enabling him, His Excellency the Governor has been pleased to appoint, with effect from the 1st day of November, 1938, Jack Haydon Lewis, to be a Magistrate of the First Class, with powers to hold a Subordinate Court of the First Class in the Northern Frontier District, whilst holding his present appointment as District Commissioner, Isiolo, Northern Frontier District

By Command of His Excellency the Governor

Nairobi

This 7th day of November, 1938

A DE V WADE,  
*Chief Secretary*

## GOVERNMENT NOTICE No 818

## THE COURTS ORDINANCE, 1931

## NOTICE

IN EXERCISE of the powers conferred upon him by section 6 of the Courts Ordinance, 1931, and all other powers thereunto enabling him, His Excellency the Governor has been pleased to appoint, with effect from the 31st day of October, 1938, Myles Edward Wentworth North, to be a Magistrate of the Second Class, with powers to hold a Subordinate Court of the Second Class in the North Kavirondo District, Nyanza Province, whilst holding his present appointment as District Officer, North Kavirondo District, Nyanza Province

By Command of His Excellency the Governor

Nairobi

This 7th day of November, 1938

A DE V WADE,  
*Chief Secretary*

## GOVERNMENT NOTICE No 819

## SWAHILI EXAMINATIONS

HIGHER Standard Examinations in Swahili will be held at Nairobi on Monday the 6th March, 1939

Lower Standard Examinations will be held on the same date at —

Nairobi,  
Mombasa,  
Kisumu,  
Nakuru,  
Eldoret,

and such other places as the Chairman of the Languages Board may decide

The names of candidates for either of the above examinations must be forwarded through Heads of Departments to reach the Secretary of the Languages Board, P O Box 621, Nairobi, on or before the 9th January, 1939

Entries must state the full name of the candidate, the post held and the language examinations already passed Nairobi,

9th November, 1938

W A W CLARK,  
*Secretary, Languages Board*

## GOVERNMENT NOTICE No 820

## THE NATIVE CHRISTIAN MARRIAGE AND DIVORCE ORDINANCE, 1931

## APPOINTMENT

IN EXERCISE of the powers conferred upon him by section 8 of the Native Christian Marriage and Divorce Ordinance, 1931, His Excellency the Governor has been pleased to appoint, with effect from the 1st of October, 1938, the undermentioned Minister of Religion to be a Registrar for the purposes of the aforesaid Ordinance —

The Reverend H J Church,  
Church Missionary Society,  
Weithaga, Fort Hall

By Command of His Excellency the Governor

Nairobi,

Dated this 11th day of November, 1938

A DE V WADE,  
*Chief Secretary*

## GENERAL NOTICE No 1565

## THE LAND AND AGRICULTURAL BANK (AMENDMENT) ORDINANCE, 1934 AND 1936

## NOTIFICATION

NOTICE is hereby given that the Board of the Land and Agricultural Bank of Kenya have approved a temporary advance in terms of section 3 of the Land and Agricultural Bank (Amendment) Ordinance, 1934, as amended by Ordinance XIV of 1936

Name	Amount
Beaton, K de P	£120
S THORNTON, <i>Secretary</i>	

## GENERAL NOTICE No 1566

## TENDERS

## NORTH COAST FERRIES—KILIFI AND SHIMO-LA-TEDA

TENDERS are invited for a licence for the operation and maintenance of the ferry services at Kilifi and Shimo-la-Teda for a period of twelve months from 1st January to 31st December, 1939

2 The form of agreement and general particulars with regard to tendering can be inspected at the Head Office, Public Works Department, Nairobi, or at the office of the Senior Assistant Engineer, Public Works Department, Mombasa

3 Forms of tender can only be obtained at the Mombasa office

4 Sealed tenders on the form supplied must be delivered at the office of the Senior Assistant Engineer, Public Works Department, Mombasa, on or before Friday, 9th December, 1938, at 12 noon

5 The highest or any tender will not necessarily be accepted

6 Prohibition Order Tenderers are reminded that the Prohibition Order, issued under section 3 (2) of the Ferries Ordinance, 1936, which appeared as Government Notice No 156 in the Official Gazette of 1st March, 1938, is still in force. This Order and the drawings showing the prohibited areas may be inspected at both the above offices

J C STRONACH,  
*Director of Public Works*

## GENERAL NOTICE No 1567

## NOTICE

## TENDERS FOR TYPEWRITERS 1939

TENDERS are invited for the supply of typewriters to the Government Printer during the year 1939

It is estimated that the following number of typewriters will be required —

12" carriage	20
18" carriage	15
Portable	5

The successful tenderer will, however, be asked to sign a contract for an unspecified number

Tenders must be in respect of British or Empire manufactured machines and prices should be quoted in bond, Mombasa

Tenders marked "Typewriters" should reach the undersigned on or before 12 noon on Tuesday the 29th November, 1938

The lowest or any tender will not necessarily be accepted

The Treasury,  
Nairobi,

15th November, 1938

E J PETRIE,  
*Secretary,  
Central Tender Board.*

## GENERAL NOTICE No 1568

## THE LOCAL GOVERNMENT (DISTRICT COUNCILS) ORDINANCE, 1928

## THE DISTRICT COUNCIL OF NAKURU MOLO WARD

*Casual Vacancy*

NOTICE is hereby given in accordance with section 23, Local Government (District Councils) Ordinance, 1928, that an election to fill a casual vacancy, caused by the death of Captain C T Soames of Molo, will be held on Wednesday, 7th December, 1938

Nominations for candidates for the above vacancy will be received by me at the Offices of the District Council, Nakuru, between the hours of 10 o'clock in the forenoon and 1 o'clock in the afternoon on Wednesday, 7th December, 1938

Each candidate shall be proposed and seconded and shall be supported by not less than three persons other than the proposer and seconder

The proposer and seconder and supporters shall be persons whose names appear on the District Council Voters Roll for the Ward for which the candidate seeks election

Every nomination paper shall be in the form prescribed in the District Councils Election Rules, 1929 (Form 3), and the signature of the proposer and seconder must be witnessed by a magistrate, justice of the peace, or notary-public. Such forms may be obtained from the Secretary of the Local Association, or from the undersigned

Every nomination paper subscribed and witnessed as aforesaid shall be delivered to me by the candidate or by his proposer or seconder at the time and place hereof notified and any nomination which is not so delivered shall be rejected

Any candidate elected on the 7th December, 1938, shall hold office for the remainder of the term for which the member whose place he has taken would have been entitled to remain in office, namely, until 30th April, 1941

Offices of the District Council,  
P O Box 138, Nakuru,  
7th November, 1938

J PATRICKSON,  
*Returning Officer*

## GENERAL NOTICE No 1569

## NOTICE

IN view of the close of the financial year on the 31st December, 1938, it is requested that all merchants and others having any claim against the Government of the Colony and Protectorate of Kenya will render them to the department concerned before the 22nd December, 1938, and will present all payment vouchers to the nearest District Treasury for payment before the 31st December, 1938

The Treasury,  
Nairobi,  
1st November, 1938

J S ROSS,  
*Acting Accountant General*

## GENERAL NOTICE No 1570

## MUNICIPALITY OF NAIROBI

## RICKSHA STAND

NOTICE is hereby given that the ricksha stand near the Goan Institute, Duke Street, Nairobi, will be discontinued from and after the 31st day of December, 1938

By Order of the Municipal Council

Town Hall,

Nairobi,

9th November, 1938

F S ECKERSLEY,  
*Town Clerk*

## GENERAL NOTICE No 1571

THE REGISTRATION OF TITLES ORDINANCE  
(*Chapter 142 of the Revised Edition of the Laws of Kenya*)

WHEREAS by virtue of two decrees both dated the 15th day of October, 1938, issued out of the Supreme Court of Kenya at Nairobi, a Grant registered as No I R 912 in respect of L R No 1972 situate SE of Fort Hall Township and a Certificate of Title registered as No I R 2934 in respect of L R No 5996 (original number 4689/2) situate as aforesaid in the names of Charles Victor White and Marjorie Woodbourne White (now Marjorie Woodbourne Watkins), were declared forfeited and clear possession of the said two pieces of land was ordered to be given to the Commissioner of Lands. And whereas the said Grant and Certificate of Title have been lost and so far as is known have not been deposited by way of charge or as security for any loan, notice is hereby given in terms of section 65 (h) of the said Ordinance that after the expiration of ninety days from the date hereof I intend to dispense with the production of the said Grant and Certificate of title and to proceed with the registration of the said two decrees

Nairobi,

5th November, 1938

G J ROBBINS,  
*Registrar of Titles*

## GENERAL NOTICE No 1572

## TRANS NZOIA DISTRICT COUNCIL

## TENDERS FOR LIGHT CAR

TENDERS are invited for the supply of a light saloon car for the use of the Clerk-Supervisor to the Council

Tenders should give details of the car, net price and annual cost of replacement with a new vehicle

The approximate mileage will be 15,000 miles per annum

Sealed tenders marked "Tenders for Car" must be delivered to the undersigned not later than 50 p m on the 15th December, 1938

The lowest or any tender will not necessarily be accepted

Council Offices,

P O Box 104 Kitale,  
10th November, 1938

M L VERNON,  
*Clerk-Supervisor to the Council*

## GENERAL NOTICE No 1573

## PUBLIC WORKS DEPARTMENT

## NOTICE TO CONTRACTORS

TENDERS are invited for the erection and completion of five hundred and eighty-six rooms for African tanks, in buildings containing from three to eight rooms, forming part of the new cantonment for the King's African Rifles at Nanyuki.

Drawings, specification and conditions of tendering may be inspected by prospective tenderers at the Head Office, Public Works Department, Nairobi, and at the office of the Senior Assistant Engineer, Public Works Department, Nyeri, on or after Wednesday the 16th day of November, 1938.

Any person or firm desiring to tender after inspection of the above documents will be required to make formal application to tender and deposit the sum of Sh 100 after which copies of the drawings, specification and form of tender will be issued to each approved applicant.

Non-compliance with the conditions of tendering will render the deposit forfeit.

The Director of Public Works does not bind himself to accept the lowest or any tender.

Head Office,  
Public Works Department,  
Nairobi,  
November, 1938

J C STRONACH,  
*Director of Public Works*

## GENERAL NOTICE No 1574

## NOTICE

THE NATIVE LIQUOR ORDINANCE  
(No 36 of 1930)

NOTICE is hereby given that under section 5 (1) and (2) of the Native Liquor Ordinance, 1930, the Licensing Board for the Trans Nzoia District will sit on Monday the 5th December, 1938, at 10 a.m. at the office of the District Commissioner, Kitale, to consider all applications for licences for the year 1939.

Kitale,  
10th November, 1938

D RYLAND,  
*District Commissioner*

## GENERAL NOTICE No 1575

## THE COMPANIES ORDINANCE, 1933

PURSUANT to section 284, subsection 3 of the above Ordinance, it is hereby notified that at the expiration of three months from date hereof, the name of the undermentioned Company will, unless cause be shown to the contrary, be struck off the Register of Companies, and the Company will be dissolved —

Southern Edzawas, Limited

Nairobi,  
15th November, 1938

W B CUMMING,  
*Registrar of Companies*

## GENERAL NOTICE No 1576

## THE WATER ORDINANCE, 1929

## NOTICE OF APPLICATION FOR WATER RIGHT

IN terms of section 27 of the Water Ordinance, 1929, notice is hereby given that R A B Chamberlain, Esq., of Ruiru has filed an application, which was registered by the Water Board on 20th August, 1938, for a Sanction to divert from the Theta River at a point on L.R. No 247/1, 350, 4,000, 123,000 5,000 and 500 gallons per day (of which approximately 123,000 gallons per day will be returned to the Theta River) for the purposes of domestic use, minor irrigation, power to operate a hydraulic ram, to cover losses in canal and for spraying coffee trees respectively on L.R. No 247/1.

The proposed works will consist of a canal 500 feet long, hydraulic ram and pipe line.

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

The application will subsequently be considered for a Water Right.

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

STIRLING & SCOTT, LTD.,  
*Civil Engineers,*  
*Lawfully Authorized Agent,*  
*P.O. Box 245, Nairobi*

## GENERAL NOTICE No 1577

## MUNICIPAL BOARD OF MOMBASA

THE TOWN PLANNING AND DEVELOPMENT ORDINANCE,  
1931

THE TOWN PLANNING (PROCEDURE) REGULATIONS,  
1931

*Regulation 10*

NOTICE is hereby given that the Municipal Board of Mombasa at its meeting held on the 4th October, 1938, finally approved with modifications the Draft Mombasa Town Planning Scheme Variation No 1 (Mnazi Moja Area) and that the Scheme has been submitted to the Commissioner of Lands and Settlement. A print of the Scheme submitted and of Map No 3, together with the estimated totals of expenditure and receipts, are open for inspection at the Municipal Offices, Mombasa, during the usual office hours.

Any objections or representations relating to this Scheme may be sent in writing to the Commissioner of Lands and Settlement within a period of twenty-one days from the date hereof.

Mombasa,  
5th November, 1938

E G TIDY,  
*Town Clerk*

## GENERAL NOTICE No 1578

## THE TRANSPORT LICENSING ORDINANCE, 1937

AND

## THE VEHICLES LICENSING REGULATIONS, 1938

## APPLICATIONS AND DECISIONS

No 20

15TH NOVEMBER, 1938

**APPLICATIONS**—The Licensing Authority is not responsible for the contents of applications, its responsibility is confined to seeing that the notices in this publication agree with the applications received.

These published notices will be the only notice which will be given of these applications. This notice as printed will be in accordance with the particulars supplied by the applicants. The original applications, which in some cases give fuller details, can be inspected at the office of the Licensing Authority, c/o the Attorney General's Office, Nairobi, between the hours of 8 30 a m and 4 p m from Monday to Friday and between the hours of 8 30 a m and 12 noon on Saturday.

Any person who wishes to object to the grant of any of the licences applied for must submit his objection, on the prescribed form, so as to reach the Licensing Authority not later than fourteen days from the date hereof. A copy of every such objection must be sent by the objector to the applicant at the same time as it is sent to the Licensing Authority. The Licensing Authority may at its discretion consider objections, notwithstanding that they may not have been received within the prescribed period, but it is particularly requested that, so far as possible, all objections shall be made within the prescribed period.

Copies of the prescribed form of objection may be obtained from the Licensing Authority, P O Box 112, Nairobi, the Central Revenue Office, P O Box 520, or from the District Commissioner, Eldoret, Isiolo, Kericho, Kisii, Kisumu, Kitale, Lamu, Machakos, Mombasa, Nakuru, Nyeri, Rumuruti.

## NOTICES OF APPLICATIONS RECEIVED

## PUBLIC "A" CARRIERS LICENCE

TLB 490—The Motor Transport Co, P O Box 137, Mombasa Vehicle No A 3881 (3 tons) Carriage of general merchandise on Mombasa Island, and between Mombasa-Gazitanga, Mombasa-Malindi, Mombasa-Mariakan. Rates Sh 4 per ton including loading and offloading, Sh 2 per ton

for produce excluding loading and offloading, Sh 1 per ton per mile for long distance

TLB 1328—Vi'son Ngesho s/o Karanja, P O Escarpment Vehicle No T 1488 ( $\frac{3}{4}$  ton) Carriage of vegetables from 10 miles beyond Uplands in the reserve to Nairobi Rates 80 cents per bag

## ROAD SERVICE LICENCE

TLB 1307—Nasibchand s/o Banturam, Fort Hall Vehicle No T 5899 (15 passengers) Carriage of passengers and their luggage on a regular service between Nairobi and Nanyuki and within a radius of 50 miles Rates Sh 6 per passenger

Carriage of passengers and their luggage between Nairobi-Thika-Fort Hall-Embu-Nyeri-Nanyuki-Isiolo

TLB 850/A—Abdulrahman Sidik, Malindi A new vehicle carrying 15 passengers Carriage of passengers and their luggage on a regular service between Mombasa-Malindi-Lamu

TLB 289—Ram Pershad Ghai, P O Box 582, Nairobi Vehicle No T 5556 (15 passengers) Carriage of passengers and their luggage between Nairobi and Kisumu Rates Sh 7 per passenger

TLB 1308—Kinywa s/o Mugera, c/o K K Sayani, Fort Hall Vehicle No T 6348 (30 passengers) Carriage of passengers and their luggage on a daily service between Nairobi-Mutira-Embu Rates Sh 4 per passenger

TLB 1304—Mehai Singh, P O Box 1307, Nairobi Vehicle No T 7014 (17 passengers) Carriage of passengers and their luggage on a regular service between Nairobi and Nyeri Rates Sh 4 per passenger

TLB 1303—Hussan Singh, P O Box 927, Nairobi Vehicle No T 4163 (9 passengers)

TLB 1325—Rajbhoy Noorbhoy, Mombasa Vehicle No TA 2410 Carriage of 15 passengers and goods between Mombasa and Tanga via Kinango and Mariakan, Kwale, Gazi, Ramisi, Lunga Lunga Rates Sh 5 per passenger, Goods Sh 1 per lorry load per mile

*Please enquire if he is a T.T.  
resident? 14/11/38*

## APPLICATIONS—(Contd)

## LIMITED "B" CARRIERS LICENCE

- TLB 1301—*✓* Jose Baptiste Fernandes, Marsabit, N F D Vehicle No T 7018 (2½ tons) Carriage of goods for or in connexion with his own business, and, for hire or reward, all classes of goods within the Northern Frontier District, Lamu, Isiolo, Nanyuki, Meru Rates 75 cents per ton mile
- TLB 692—Mrs F P Thomas, Songhor Vehicle No B 6870 (1 ton) Carriage of goods for or in connexion with her own business, and, for hire or reward, butter, cream, coffee, and other goods between Songhor and Muhoroni Station, within a radius of 15 miles of Songhor Rates by agreement
- TLB 1310—*✓* Amar Chand, P O Box 81, Eldoret Vehicle No A 3075 (3 tons) Carriage of goods for or in connexion with his own business, and, for hire or reward, fuel wood, charcoal, poles, maize, maize meal, wheat within a radius of 40 miles of Eldoret, and between Eldoret and Asembo Bay for the carriage of poles, etc, for the Coronation Gold Mines, Ltd, Asembo Bay Rates Sh 1 per ton mile
- TLB 1330—Karia & Co, P O Box 15, Nakuru Vehicle No C 2750 (1½ tons) Carriage of goods for or in connexion with their own business between Lumbwa and Nakuru, and to Nairobi or Kisumu, and, for hire or reward, goods for customers from Lumbwa to Sotik
- TLB 1322—*✓* Lallji Ram, Gori Gori, Narok Vehicle No T 2226 (1½ tons) Carriage of goods for or in connexion with his own business, and, for hire or reward, merchandise between Nairobi and Narok, Kijabe—Narok—Gori Gori, Narok—Lumbwa—Kericho via Sotik, Narok—Kisii—Lolgorien, and within the Kisii District Rates 50 to 60 cents per ton mile
- TLB 1326—Bhaiyal Motibhai & Bros, Busia, Uganda Vehicle No T 545 (2½ tons) Carriage of goods for or in connexion with their own business, and, for hire or reward, seed cotton, lint, cotton, cigarettes, sugar, etc for Kenya Industries, Ltd Rates 6 cents per ton mile
- TLB 1332—*✓* Mrs Jamal Hirjee, Sagana Vehicle No T 4857 (2 tons) Carriage of goods for or in connexion with her own business, and, for hire or reward, country produce, native goods, etc, between Nairobi and Meru Rates 60 cents per ton mile

## GENERAL NOTICE No 841

SESSIONS of His Majesty's Supreme Court of Kenya will be held on the dates and at the places hereunder set out during the year 1938 —

## SUPREME COURT SESSIONS AT NAIROBI, 7-11-38

Cr C No 107/38 Rex vs Kangasua d/o Muthisya

## SUPREME COURT SPECIAL SESSIONS AT NAKURU, 15-11-38

Cr C No 117/38 Rex vs Henry Gordon Dundas Cloete

Cr C No 124/38 Rex vs Henry Gordon Dundas Cloete

## SUPREME COURT CRIMINAL SESSIONS AT KILIFI, 28-11-38

## SUPREME COURT CRIMINAL SESSIONS AT KWALE, 29-11-38

## SUPREME COURT SESSIONS AT ELDORET, 29-11-38

## SUPREME COURT SESSIONS AT KITALE, 1-12-38

Cr C No 121/38 Rex vs Wanusu s/o Mwanjia

## SUPREME COURT SESSIONS AT KAKAMEGA, 6-12-38

## SUPREME COURT SESSIONS AT KISUMU, 7-12-38

Cr C No 123/38 Rex vs Oneri s/o Adika

*In Chambers*

C C No 30/35 European Stores, Ltd vs James Simpson

## SUPREME COURT SESSIONS AT NAKURU, 12-12-38

## SUPREME COURT SESSIONS AT NAIROBI, 19-12-38

Nairobi,

21st October, 1938

EDWARD J O'FARRELL,

*Registrar,  
Supreme Court of Kenya,*

## GENERAL NOTICE No 1162

## HIS MAJESTY'S COURT OF APPEAL FOR EASTERN AFRICA

THE next Sessions of His Majesty's Court of Appeal for Eastern Africa have been fixed to be held at Dar es Salaam to commence on Tuesday the 18th day of October, 1938, at 10 a.m. or as soon thereafter as cases can be heard.

To ensure appeals being set down for hearing at these Sessions, memoranda of appeal should be filed with

the Registrar HM Supreme Court of Kenya, Nairobi, or with the District Registrar, HM Supreme Court of Kenya, Mombasa, not later than 17th day of September, 1938.

Nairobi,

18th August, 1938

E J O'FARRELL,

*Registrar*

*HM Court of Appeal for EA*

## CAUSE LIST

FOR HEARING ON THE 18TH DAY OF OCTOBER, 1938, AT DAR ES SALAAM

Appeal No.	Civil or Criminal	Appellant	Respondent	Original No of Case	Appeal from
121 of 1938	Criminal	Gathecha wa Kambutu	Rex	Cr Case No 75/38	HM Supreme Court of Kenya at Nairobi
122 of 1938	"	Ndimulwango bin Pwag wamo	Rex	Cr Case No 114/38	HM High Court of Tanganyika at Kigoma
123 of 1938	"	Samaje bin Magagwe	Rex	Cr Case No 121/38	ditto
124 of 1938	"	Vilazanzanye bin Luke sha	Rex	ditto	ditto
125 of 1938	"	Mashimba bin Shipemba	Rex	Cr Case No 81/38	HM High Court of Tanganyika at Tabora
126 of 1938	"	Nurdin Mita Kassum	Rex	Cr Case No 74/38	HM High Court of Tanganyika at Lindi
127 of 1938	"	Mahega bin Kishushu	Rex	Cr Appeal No 2/38	HM High Court of Tanganyika at Dar es Salaam
128 of 1938	"	Kombo bin Nasibu alias Songoro	Rex	Cr Case No 2/38	H B M High Court of Zanzibar at Chake Chake
129 of 1938	"	Waibi s/o Kalende	Rex	Cr Case No 109/38	HM High Court of Uganda at Jinja
130 of 1938	"	Daniel alias Tewesa	Rex	Cr Case No 24/38	HM High Court of Nyasaland at Blantyre
131 of 1938	"	Musa Zinga	Rex	Cr Case No 65/38	HM High Court of Uganda at Kampala
132 of 1938	"	Ishairi Mupere	Rex	Cr Case No 112/38	ditto
133 of 1938	"	Bamulamga s/o Mukulwa	Rex	Cr Case No 131/38	HM High Court of Uganda at Jinja
134 of 1938	"	Wakadumira s/o Batu iunte	Rex	Cr Case No 100/38	HM High Court of Uganda at Jinja
137 of 1938	"	Katambo bin Mtata	Rex	Cr Case No 159/38	HM High Court of Tanganyika at Dodoma
138 of 1938	"	Ndyanyama	Rex	Cr Case No 25/38	HM High Court of Nyasaland at Blantyre
139 of 1938	"	Ali Hassam Mawani	Rex	Cr Appeal No 52/38	HM High Court of Tanganyika at Dar es Salaam (Application)
140 of 1938	"	Mathenge s/o Muremoi	Rex	Cr Case No 79/38	HM Supreme Court of Kenya at Nakuru
141 of 1938	"	Mungu Atosha bin Sija	Rex	Cr Case No 9/38	H B M High Court of Zanzibar at Zanzibar
142 of 1938	"	Ibrahim bin Maganga	Rex	ditto	ditto
143 of 1938	"	Cyril Edwin Ansell	Rex	Ci Case No 93/38	HM Supreme Court of Kenya at Nairobi
144 of 1938	"	Semairi bin Yusufu	Rex	Cr Case No 143/38	HM High Court of Uganda at Kampala
145 of 1938	"	Bakunda s/o Yowana	Rex	Cr Case No 116/38	HM High Court of Uganda at Masaka
146 of 1938	"	Asani Muggo	Rex	Cr Case No 141/38	HM High Court of Uganda at Jinja
147 of 1938	"	Laki bin Mkalanka alias Salim bin Hoza	Rex	Cr Case No 193/38	HM High Court of Tanganyika at Tanga
148-191 of 1938	"	Komen arap Chelal and 43 others	Rex	Cr Case No 83/38	HM Supreme Court of Kenya at Eldoret
8 of 1938	Civil	Official Receiver, Tanganyika Territory, as Liquidator of Bagamoyo Planting & Trading Co Ltd, in Liquidation	Gerhard Sontag	Civil Case No 42/36	HM High Court of Tanganyika at Dar es Salaam
13 of 1938	"	Emmanuel Mavroudis and Another	Antony Altermath and Another	Civil Case No 11/37	HM High Court of Tanganyika of the Arusha District Registry at Moshi
14 of 1938	"	Nasserali Fazal Mohamed Sheriff, Executor of Fazal Mohamed Sheriff	Ghulamhussein Haji Thaver, trading as Haji Thaver & Co I Conforzi	Civil Case No 44/37	H B M High Court of Zanzibar at Zanzibar
17 of 1938	"	R A H Kitching		Civil Case No 5/38	HM High Court of Nyasaland at Blantyre
18 of 1938	"	H D Hasmani	The National Bank of India Ltd	Civil Case No 2/38	HM High Court of Tanganyika at Dar es Salaam

## GENERAL NOTICE No 1482

THE CROWN LANDS ORDINANCE  
(Chapter 140 of the Revised Edition)

Lists of Crown Land available for alienation have recently been revised and may be consulted at any District Commissioner's Office

Applications for the direct alienation of the land noted in the Schedule hereunder have been received for consideration

This intimation is published for public information before a decision is given

Any remarks on the application or any counter claims for consideration must be submitted to the undersigned before noon on Saturday the 26th November, 1938

Plans of the areas may be seen in the Office of the Director of Surveys, Nairobi, or may be obtained from him on payment of Sh 3 each post free

NAIROBI,  
21st October, 1938

C E MORTIMER,  
Acting Commissioner for Local  
Government, Lands and Settlement

## SCHEDULE

L R No	Locality	Approx Area	Appheant	Rate per Acre	Rent	Survey Fees Approx
2233	Moiben	Acres 1,542	J Nell and W J Englebrecht	Sh cts 10 00	Sh cts 308 40	Sh 810
2234	Moiben	1,644	W J Woodley	10 00	328 80	836
2235	Moiben	1,961	(i) C J J and H N J Van Rensburg (ii) A N Van der Merwe	10 00	392 20	890
666	Tinderet	2,446	M J Prinsloo	14 00	489 20	996
1473	Nandi Escarpment	1,626	S W Outram	(a)	325 20	836
Adjoining						
L R No 7090	Sotuk	1,509	C J Caddick	8 00	301 80	784
2389	Laikipia	4,624	C A Forrester	1 75	231 20	1,316
2553/R	Laikipia	2,142	A C Randall	2 00	107 10	944
2554	Laikipia	4,421	A C Randall	2 00	221 05	1,290
2678	North of Lake Solai	1,777				864
3630	Ditto	1,393				756
2682	Ditto	4,565	Solai Sisal Limited	3 00	2,779 40	1,316
2687	Ditto	3,352				1,130
2688/R	Ditto	1,230				730
2689/R	Ditto	1,580				810
7307	Marmanet	77	J Trent	16 00	15 40	250
1553	Naivasha	2,478	J Strong	5 00	495 60	996
2602	North Nyeri	585	G B Norman	(a)	29 25	544
2708	Thika	2,273	Mrs F G Clay	4 00	451 60	944
2710	Thika	2,333	Mrs F G Clay	4 00	466 60	970
2354	Athi River	2,870	A L Block	4 00	574 00	1,050
2355	Athi River	2,431	A L Block	4 00	486 20	996
1732/R plus Crown Land	Stony Athi	29,500	Kapiti Plains Estate Ltd	3 50	2,950 00	S
Adjoining L R No 355	Stony Athi	3,000	F R Shirtliff	4 00	300 00	S

(a) To be assessed later

S Special survey to be assessed later

## GENERAL NOTICE No 1579

## NAKURU DISTRICT COUNCIL

## TENDERS FOR SUPPLIES

QUOTATIONS are invited for the supply during 1939 of the undermentioned goods. Where quantities are shown these represent the estimated requirements for 1939, and they are given as a guide to persons or firms desiring to submit quotations. Where goods are supplied in varying sizes or weights or of different make it is requested that quotations be submitted covering all such variations.

Any quotations that may be accepted would be subject to —

(a) It being clearly understood that the complete requirements for 1939 would be supplied at the price quoted. Whether such requirements are less than or exceed the quotations shown

(b) Delivery being taken in small lots as and when required if Council desires to do so

All quotations should be for Nakuru and must be enclosed in a sealed envelope marked "Tender for Supplies" and must reach the Council Offices, P O Box 138, Nakuru, not later than the first post on Monday, 12th December, 1938

Neither the lowest nor any tender will necessarily be accepted

Goods Required	Estimated Quantity	Goods Required	Estimated Quantity
Posho	1 200 bags	Karais	250
Beans	15 000 lb	Sticks	100
Salt	1 500 lb	Metal Spikes & Nails	200 lb
Meat	15,000 lb	Kerosene	1 000 gallons
Blankets	600	Petrol	5 000 gallons
Rock Salt	300 lb	Diesel Fuel	3 000 gallons
Reims	100	Oil	300 gallons
Fuel (Fire wood)	20 tons	Stencils	per quire
Culverts	Approximately 600 lin feet 22' diameter circular corrugated galvanized iron 200 lin feet of 26' diameter	Picks	100
		Jumbies	100
		Stationery (All kinds)	
		1 gall water tins	100

Galvanized iron sheet  
Tyres and tubes for lorries and cars  
Bolts and nuts from  $\frac{1}{2}$  diameter to  $\frac{1}{4}$  " x 9" — 36' long  
Usual native medicines

Nakuru,  
10th November, 1938

J PATRICKSON,  
Engineer-Clerk to the District Council

## GENERAL NOTICE No 1580

## LOCUST REPORT

## THE SITUATION IN KENYA ON 10TH NOVEMBER, 1938

The Migratory Locust (*Locusta migratoriaoides*)

THERE has been but little change in the distribution of the various swarms throughout the Colony and, with the exception of one or two which have entered Kamasia country, swarms have continued to circle within fairly narrow limits. The position in the various areas is as follows —

*Trans Nzoia-Uasin Gishu*—The large swarm in the district, which was joined by a less mature swarm from North Kavirondo, has continued its laying activities. Baiting is being carried out against the hopper bands in north-east Trans Nzoia, Endebess and Hoey's Bridge and a successful kill is reported from Endebess. Further hoppers are expected to emerge at Hoey's Bridge as the laying swarm remained there for over a week, laying throughout the time, before passing on to Soy, Turbo, Moiben and Eldoret. A mature swarm was in the neighbourhood of Eldoret on the 4th November and is now reported to be in the Burnt Forest wheat area. Wheat crops to the west of Eldoret have been badly damaged.

*Kerio Valley*—One of the swarms which entered the Elgeyo District from Uasin Gishu has now laid near the Marakwet Forest Reserve over an area estimated at one to two square miles. The other swarm is reported to have proceeded along the Kamasia Hills and was reported to be flying east towards Baringo on 7th November. The latter swarm is also ready to lay and efforts are being made to keep track of it.

*Kamasia*—Some of the scattered swarms which have been present in the Solai-Subukia area for some time were reported to be flying in the direction of Baringo and a further swarm has entered Southern Kamasia from the Kilombe Forest Reserve. This swarm has been in the vicinity of the Visoi-Sabatia Road for the past week and is ready to lay.

*Rongai-Ravine*—This swarm which has been present in this area since the end of October commenced to lay about 31st November near Rongai. A band of hoppers covering about 300 acres has appeared in the vicinity of Sabatia and bait is being sent there immediately. Further supplies of bait will be available in the Rongai District in good time for the hoppers when they emerge.

*Thomson's Falls-Rumuruti*—There are still some scattered swarms in this area, but it is reported that no laying has taken place.

*Kisumu-Londiani*—A sparse swarm, ready to lay, appeared in the Kibos sugar area, on the 4th November, but it is reported that no laying has taken place.

*South Kavirondo*—There has been no confirmation of the report that a swarm was present near Watende, and it is probable that the swarm has now left the district.

*Narok*—The small swarm in this area, which did not cover more than 100 acres is now reported by the District Commissioner, Narok, to be much reduced in numbers, as many of the locusts are dead or dying. These locusts have not yet reached the laying stage, specimens have been received at Nairobi and are being examined in order to determine, if possible, from what disease they are suffering.

*General*

It is to be expected that egg-laying will become general from now onwards and it is essential that where this occurs, information should be sent in without delay.

*Sudan*—The following details are taken from the report issued by the Government of Anglo-Egyptian Sudan, for the month of September.

Breeding took place in the northern, central, western and southern areas and hopper bands appeared in these and in the north-eastern area. Control measures were continued with vigour and vast numbers of hoppers were poisoned and it is believed that practically all hoppers in controlled areas were destroyed. A number of swarms of young flyers appeared towards the end of the month and these probably emanated from the large uncontrolled area on both sides of the Nile.

In the southern area there were only seven reports of flying swarms. Mating occurred east of Juba towards the end of the month and hopper bands were reported from Renk, and were probably widespread from Malakal northwards.

*Uganda*—A telegraphed report from Uganda states that three swarms are present in Lango and one in Chua. Swarms are believed to be present in Gulu and West Nile and another swarm was seen flying west over Bunyoro. As in the case of the remnants of the Red Locust, which have nearly been exterminated, hoppers will be destroyed wherever they are reported.

*Tanganyika*—A report issued by the Director of Agriculture states that swarms arrived in the Musoma and Mwanza districts and further swarms are reported to be flying southwards from Kenya.

H B WATERS,  
Director of Agriculture

## GENERAL NOTICE No 1581

## THE BANKRUPTCY ORDINANCE

## NOTICE OF INTENDED DIVIDEND

## Under the Scheme of Arrangement

*Debtor's name*—Royce Neale Noble

*Address*—Agricultural Department Njoro

*Court*—H M Supreme Court, Nairobi

*Number of matter*—2 of 1936

*Last day for receiving proofs*—5th December, 1938

*Name of trustee*—Official Receiver

*Address*—Law Courts, P O Box 231, Nairobi

Nairobi,

7th November, 1938

W B CUMMING,  
Official Receiver

## GENERAL NOTICE No 1582

## THE BANKRUPTCY ORDINANCE

## RECEIVING ORDER

*Debtor's name*—Inder Singh s/o Nihal Singh

*Address*—Race Course, Nairobi

*Description*—Building Contractor

*Date of filing petition*—31st October, 1938

*Court*—H M Supreme Court, Nairobi

*Number of matter*—28 of 1938

*Date of order*—2nd November, 1938

*Whether debtor's or creditors' petition*—Debtor's

Nairobi,

7th November, 1938

W B CUMMING,  
Official Receiver.

November 15, 1938

## GENERAL NOTICE No 1583

IN THE DISTRICT DELEGATE'S COURT OF  
KENYA AT ELDORET  
PROBATE AND ADMINISTRATION  
CAUSE NO 10 OF 1936

IN THE ESTATE OF LATE LOUIS JACOBUS NELL (ALSO  
KNOWN AS L J NELL), DECEASED

To all whom it may concern

TAKE NOTICE that the account in the above estate has been filed in this Court by Mr F J Croxford, Advocate for the executrix Susana Jacoba Nell, of the estate of the above-named deceased, and that this Court has fixed Wednesday the 7th day of December, 1938, at 10 a m or as soon thereafter as possible on that day to pass account

Dated this 5th day of November, 1938, at Eldoret

M J E MORGAN,

*District Delegate,*

*Districts of the Uasin Gishu, Trans Nzoia,  
Elgeyo and Marakwet*

## GENERAL NOTICE No 1584

IN HIS MAJESTY'S SUPREME COURT OF KENYA  
AT MOMBASA DISTRICT REGISTRY  
PROBATE AND ADMINISTRATION

CAUSE NO 52 OF 1938

NOTICE OF APPLICATION FOR LETTERS OF ADMINISTRATION INTESTATE OF THE ESTATE OF MBARAK BIN AWATH BATES LATE OF LAMU, KENYA PROTECTORATE, DECEASED

TAKE NOTICE that application having been made in this Court by Abdalla bin Awath bin Suleman Bates of Lamu, Kenya Protectorate, for letters of administration intestate of the estate of Mbarak bin Awath Bates late of Lamu aforesaid who died at Mombasa on the 25th day of June, 1938, this Court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered on or before the 30th day of November, 1938

Mombasa,

9th November, 1938

J O'B KELLY,

*District Registrar,*

*H M Supreme Court of Kenya*

## GENERAL NOTICE No 1585

PROBATE AND ADMINISTRATION  
PUBLIC TRUSTEE'S CAUSE NO 78 OF 1938

IN THE MATTER OF J C J PACKER, DECEASED

To all whom it may concern

TAKE NOTICE that all persons having any claims against the estate of the above-named J C J Packer who died at Mombasa on the 4th day of September, 1938, are required to prove such claims before me the undersigned on or before the 15th day of January, 1939, after which date the claims so proved will be paid, and the estate distributed according to law

Nairob'i,

9th November, 1938

W B CUMMING,  
*Public Trustee*

## GENERAL NOTICE No 1586

November 29

P W D

## PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE NO 81 OF 1938

IN THE MATTER OF UJAGAR SINGH S/O INDER SINGH,  
DECEASED

To all whom it may concern

TAKE NOTICE that all persons having any claims against the estate of the above-named Ujagar Singh s/o Inder Singh who died at Mombasa on the 18th day of September, 1938, are required to prove such claims before me the undersigned on or before the 15th day of January, 1939, after which date the claims so proved will be paid, and the estate distributed according to law

Nairob'i,

10th November, 1938

*These are 5 Cards and some particulars  
as to age, occupation  
and arrival from India etc. At 18th/11/38*

W B CUMMING,

*Public Trustee*

## GENERAL NOTICE No 1587

## PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE NO 85 OF 1938

IN THE MATTER OF JOHANA MABRUKI KISIYUDA, DECEASED

To all whom it may concern

TAKE NOTICE that on or after the 22nd day of November, 1938, I intend to apply to H M Supreme Court of Kenya at Nairobi for letters of administration to the estate of the above-named Johana Mabruk Kisiyuda, who died at Mombasa on the 6th day of March, 1938

Nairob'i,

11th November, 1938

W B CUMMING,

*Public Trustee*

## GENERAL NOTICE No 1588

IN HIS MAJESTY'S SUPREME COURT OF KENYA  
AT NAIROBI

## PROBATE AND ADMINISTRATION

CAUSE NO 98 OF 1938

IN THE MATTER OF THE ESTATE OF RICHARD LUKE  
HANSARD, DECEASED

PURSUANT to an Order of His Majesty's Supreme Court at Nairobi dated the 18th day of October, 1938, whereby probate of the will of the above-named deceased was granted to Dacre Ashe Shaw

Take notice that all persons having any claims against the estate of the above-named deceased who died in London on the 12th day of May, 1938, if they have not already done so, are required to lodge such claims w' th the undersigned on or before the 10th day of December next, after which date the claims which have been admitted will be paid and the estate distributed according to law

Dated this 7th day of November, 1938

DACRE A SHAW & BUCKLEY,  
*Advocates for the above-named Executor,  
Nairob'i*

## GENERAL NOTICE No 1589

## PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE NO 86 OF 1938

IN THE MATTER OF GANDA MALL SETHI, DECEASED

To all whom it may concern

TAKE NOTICE that all persons having any claims against the estate of the above-named Ganda Mall Sethi who died at Nairobi on the 28th day of October, 1938, are required to prove such claims before me the undersigned on or before the 16th day of January, 1939, after which date the claims so proved will be paid, and the estate distributed according to law

Nairobi,

11th November, 1938

W B CUMMING  
*Public Trustee*

## GENERAL NOTICE No 1590

## PROBATE AND ADMINISTRATION

PUBLIC TRUSTEE'S CAUSE NO 87 OF 1938

IN THE MATTER OF FAZALEABAS MOHAMEDBHAI COLOMBO WALLA, DECEASED

To all whom it may concern

TAKE NOTICE that all persons having any claims against the estate of the above-named Fazaleabas Mohamedbhai Colombo Walla who died at Mombasa on the 1st day of August, 1938, are required to prove such claims before me the undersigned on or before the 16th day of January, 1939, after which date the claims so proved will be paid, and the estate distributed according to law

Nairobi,

11th November, 1938

W B CUMMING,  
*Public Trustee*

## GENERAL NOTICE No 1591

IN HIS MAJESTY'S SUPREME COURT OF KENYA  
AT NAIROBI

## PROBATE AND ADMINISTRATION

CAUSE No 114 OF 1938

NOTICE OF APPLICATION FOR PROBATE OF THE WILL OF  
CECIL TUDOR SOAMES LATE OF MOLO IN THE COLONY  
OF KENYA, DECEASED

TAKE NOTICE that application having been made in this Court by Geoffrey Scott Hunter and James Henry Wilkinson both of Nairobi in the Colony of Kenya for probate of the will of Cecil Tudor Soames late of Molo in the Colony of Kenya who died at London England, on the 29th day of October, 1938, this Court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered on or before the 29th day of November, 1938

Dated at Nairobi this 9th day of November, 1938

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

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

## GENERAL NOTICE No 1592

IN HIS MAJESTY'S SUPREME COURT OF KENYA  
AT NAIROBI

## PROBATE AND ADMINISTRATION

CAUSE NO 115 OF 1938

NOTICE OF APPLICATION FOR LETTERS OF ADMINISTRA-  
TION INTESTATE OF THE ESTATE OF DIAGO ANTHONY  
DE SOUZA LATE OF RUARAKA, COLONY OF KENYA,  
DECEASED

TAKE NOTICE that application having been made in this Court by Shankerprasad Maganlal Bhutt, attorney of Maganlal M Bhutt of Nairobi in the Colony of Kenya for letters of administration intestate of the estate of Diago Anthony De Souza late of Ruaraka in the Colony of Kenya who died at Katisura River Leonilla Estate in the Colony of Kenya on the 11th day of November, 1934, this Court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered on or before the 29th day of November, 1938

Dated at Nairobi this 10th day of November, 1938

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

## GENERAL NOTICE No 1593

THE TRADE MARKS ORDINANCE, 1930  
APPLICATION NO 2488

TAKE NOTICE that an application for the registration of the trade mark shown above in Class 47 in respect of candles, common soap, detergents, illuminating, heating or lubricating oils, matches, and starch, blue and other preparations for laundry purposes has been lodged by The Bahrain Petroleum Company, Limited, a corporation of the Dominion of Canada, of Trusts Buildings, 48 Sparks Street, Ottawa City, Canada, manufacturers, whose address for service in the Colony is c/o Messrs Atkinson, Bown, Morrison & Ainslie, Advocates, South British Insurance Buildings, Kilindini Road, P O Box 29, Mombasa

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

General Notice No 712 of 1938 is hereby cancelled

Nairobi,  
11th November, 1938W B CUMMING,  
*Registrar of Trade Marks*

## GENERAL NOTICE No 1594

THE TRADE MARKS ORDINANCE, 1930  
APPLICATION No 2473



TAKE NOTICE that an application for the registration of the trade mark shown above in Class 42 in respect of all vegetables and fruits has been lodged by Njoro Canning Factory, Limited, a limited liability company having its registered office at Njoro

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

Nairobi,  
11th November, 1938

W B CUMMING,  
*Registrar of Trade Marks*

## GENERAL NOTICE No 1595

THE TRADE MARKS ORDINANCE, 1930  
APPLICATION No 2531



TAKE NOTICE that an application for the registration of the trade mark shown above in Class 42 in respect of substances used as food or as ingredients in food has been lodged by Norddeutsche Hefeindustrie Aktiengesellschaft (a company organized and existing under the laws of Germany) of Roonstrasse 8, Berlin NW 40, Germany, manufacturers, whose address for service in the Colony is c/o Messrs Atkinson, Bown, Morrison & Ainslie, Advocates, South British Insurance Buildings, Kilindini Road, P O Box 29, Mombasa

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

Nairobi,  
8th November, 1938

W B CUMMING,  
*Registrar of Trade Marks*

## GENERAL NOTICE No 1596

## NOTICE

IT IS hereby notified for public information that the powers of attorney granted by Mr Chimanlal Liladhar Doshi trading as C Mehta & Co and Mr Mohanlal Makanji Doshi to Mr Shantilal Liladhar Doshi have been cancelled and the said powers of attorney are of no avail

Mombasa,

9th November, 1938

R M DOSHI,  
*Advocate*

## GENERAL NOTICE No 1597

## THE FRAUDULENT TRANSFER OF BUSINESSES ORDINANCE, 1930

NOTICE is hereby given that the partnership heretofore subsisting between Gajan Singh and Mathra Das carrying on business as sawmillers and timber merchants at Ainabkoi in the Uasin Gishu District of the Colony of Kenya under the style or firm of the Highland Saw Mills has been dissolved by mutual consent as from the 1st day of November, 1938, so far as concerns the said Gajan Singh who retires from the said firm and pursuant to the provisions of the above-mentioned Ordinance notice is further given that the share of the said Gajan Singh in the said business has been transferred to the said Mathra Das as set out in the particulars hereunder —

*Name and address of transferor*—Gajan Singh of Ainabkoi and Eldoret

*Name and address of transferee*—Mathra Das of Eldoret

*Nature of business*—Sawmillers and Timber Merchants

The transferee will take over the said share as from the 1st day of November, 1938, and is assuming the liabilities properly incurred by the transferor in connexion with the said business up to the 1st day of November, 1938, and the transferee will continue and carry on the said business under the same firm name of the Highland Saw Mills at the same premises situate at Ainabkoi aforesaid where the same has been formerly carried on

Dated the 3rd day of November, 1938

GAJAN SINGH,

*Transferor*

+ / MATHRA DAS,

*Transfer*

## GENERAL NOTICE No 1598

## NOTICE

NOTICE is hereby given that the partnership heretofore subsisting between Karamshi Ladha and Meghji Ladha trading under the name or style of Karamshi Ladha & Co in Pangani, Nairobi, has been dissolved by mutual consent as from 31st day of October, 1938. All debts owing by and outstanding due to the firm will be paid and received by the said Meghji Ladha

Dated at Nairobi this 4th day of November, 1938

KARAMSHI LADHA  
✓MEGHJI LADHA

## GENERAL NOTICE NO 1599

IN HIS MAJESTY'S SUPREME COURT OF KENYA  
AT NAIROBI

CIVIL CASE NO 126 OF 1938

IN THE MATTER OF G BALLARD, LIMITED  
AND

IN THE MATTER OF THE COMPANIES ORDINANCE, 1933

NOTICE OF WINDING-UP ORDER

*Name of company*—G Ballard, Limited

*Address of registered office*—Mincing Lane and Court Chambers, Nairobi

*Court*—Supreme Court of Kenya, Nairobi

*Number of matter*—Civil Case No 126 of 1938

*Date of order*—15th August, 1938

*Date of presentation of petition*—28th July, 1938

Nairobi,

7th November, 1938

W B CUMMING,  
*Official Receiver,*  
*Provisional Liquidator*

## GENERAL NOTICE NO 1600

## LIQUIDATION NOTICE

*Re* ARTHUR DAVIS, LTD

NOTICE is given that the firm of Arthur Davis, Ltd., formerly trading at Kitale, Kisumu and Nairobi, has by special resolution at general meeting gone into voluntary liquidation

All moneys due the company and all claims against the company should be handed in to the undersigned

7th November, 1938

ALEXANDER DAVIS,  
*Liquidator,*  
*P O Box 620, Nairobi*

## GENERAL NOTICE NO 1601

## THE REGISTRATION OF PATENTS ORDINANCE, 1933

IT is hereby notified for general information that the following subsequent entry relating to Patent No 211 of 1933 in the Kenya Register of Patents was made by me on the 3rd day of November, 1938 —

## SUBSEQUENT ENTRY

*Date of application*—3rd November, 1938

*Name of applicant*—Hendricus Plant

*Address of applicant*—17 Narcislaan, Wassenaar, Holland

*Nature of application and entry made*—Assignment of Patent

*Documents filed in registry*—

- 1 Application
- 2 Attested copy of the Deed of Assignment dated the 21st October, 1938
- 3 Authorization of Agent

Nairobi,

7th November, 1938

W B CUMMING,  
*Registrar of Patents*

## GENERAL NOTICE NO 1602

## THE REGISTRATION OF PATENTS ORDINANCE, 1933

IT is hereby notified for general information that a letters patent particulars of which appear in the Schedule hereto was registered as No 270 of 1938 in the Kenya Register of Patents on the 9th day of November, 1938 —

## SCHEDULE

*Number of application*—270

*Date of application*—9th November, 1938

*Name of applicant*—Robert Rabbow

*Registered address*—Monckebergstrasse 13, Hamburg, Germany

*Particulars of grant in the United Kingdom*—No 485,716 sealed on the 18th day of August, 1938, and dated the 13th day of July, 1937

*Nature of invention*—Improvements in and relating to apparatus for decorticating vegetable material

*Documents, etc filed in registry*—

- 1 One certified copy of the specification, including drawings, of the United Kingdom Patent Office
- 2 Certificate of the Comptroller General of the United Kingdom Patent Office giving full particulars of the grant of the patent
- 3 Authorization of Agent

Nairobi,  
9th November, 1938

W B CUMMING,  
*Registrar of Patents*

## GENERAL NOTICE NO 1603

## NOTICE

NOTICE is hereby given that I the undersigned Ram Labhaya son of Mehar Singh of River Road, Nairobi, in the Colony of Kenya, Merchant, intend leaving for India on holiday in or about the month of December next, any person, firm or corporation having any claim against me personally should submit such claim on or before the 30th November, 1938, after which date no claim whatsoever will be entertained by me

It is also notified for general information that the firm of Ram Labhaya and Dhanpat in River Road, Nairobi aforesaid shall not be responsible for any debts unless the same are under my hand

Dated the 7th day of November, 1938

RAM LABHAYA ✓  
RAM LABHAYA & DHANPAT

## GENERAL NOTICE NO 1604

IN THE MATTER OF THE COMPANIES  
ORDINANCE, 1933

AND

## BRITH MINING, LIMITED

AT an extraordinary general meeting of the above-named company duly convened and held at the registered offices of the company, in Kitale, on Wednesday the 9th day of November, 1938, the following extraordinary resolution was duly passed —

"That the company cannot by reason of its liabilities continue its business, and that it be wound up voluntarily and that Mr William Ramsay Prophet, Chartered Accountant, of Kitale be appointed liquidator for the purposes of such winding up"

Dated this 9th day of November, 1938

W R PROPHET,  
*Liquidator*

GENERAL NOTICE NO 160

## MUNICIPAL COUNCIL OF NAIROBI

## ESTIMATES OF INCOME AND EXPENDITURE

The following Summary of the Estimates of Income and Expenditure for the year ending 31st December, 1939, is published in pursuance of the provisions of Section 94 of the Local Government (Municipalities) Ordinance, 1928 —

EXPENDITURE			INCOME		
	£	£		£	£
<b>ADMINISTRATION—</b>			<b>ADMINISTRATION—</b>		
Town Clerk's Department	2,830		Town Clerk's Department	466	
Municipal Engineer's Department	4,755		Municipal Engineer's Department	400	
Municipal Treasurer's Department	3,360		Municipal Treasurer's Department	358	
General Establishment Expenses	4,907		General Establishment	250	
Licensing	1,206		Licensing	2,000	
		17,058			3,474
<b>PUBLIC WORKS—</b>			<b>PUBLIC WORKS—</b>		
Highways	27,469		Highways	14,000	
Sewerage and Sewage Disposal	3,900		Sewerage	3,700	
Street Lighting	4,920				
Parks and Pleasure Grounds	1,596		Parks, etc	25	
Cemeteries	790		Cemeteries, etc	800	
Public Conveniences	495				
Street Scavenging	1,616		Scavenging	35	
Consevancy and Refuse Removal	8,792		Conservancy	7,000	
Fire Brigade	1,771		Fire Brigade	30	
Pound	100		Pound	60	
		51,449			25,650
<b>PUBLIC HEALTH—</b>			<b>PUBLIC HEALTH—</b>		
Public Health Department	12,375		Public Health Department	5,962	
Abattoir	5,355		Abattoir	5,900	
Ambulance	350		Ambulance	120	
		18,080			11,982
<b>TOWN PLANNING—</b>			Market Plots		
Town Planning Department	2,525		Court Square		
Market Plots	2,047		'Bus Garage		
Court Square					1,900
		4,572			
<b>INDUSTRIAL—</b>			<b>INDUSTRIAL—</b>		
Market	4,170		Market	3,000	
Water Supply	29,340		Water Supply	35,527	
		33,510	Meter Rents	2,000	
					40,527
<b>RESERVE—</b>					
Anti malarial Works	—	1,500			
<b>NATIVE AFFAIRS—</b>			<b>NATIVE AFFAIRS—</b>		
Locations	1,950		Locations	1,650	
Housing No 1	4,668		Housing No 1	3,150	
Housing No 2	4,280		Housing No 2	2,800	
Market	540		Market	400	
Burials	427		Burials	150	
		11,865			8,150
			Interest on Investments	—	3,200
			Miscellaneous Revenue	—	500
		212	Rates on Municipal Properties	—	1,363
			Site Value Rate at 1 $\frac{3}{8}$ per cent	—	41,500
		£ 138,246			—
				£ 138,2	
<b>MUNICIPAL NATIVE TRUST FUND—</b>			<b>MUNICIPAL NATIVE TRUST FUND—</b>		
Brewery	—	1,907	Brewery	—	4,800
Memorial Hall	—	260	Memorial Hall	—	80
Stadium	—	325			
Administration and General Expenses	—	2,323			
Capital Expenditure—Stadium	—	1,500			
			Deficit chargeable against accumulated fund	—	4,880
		£ 6,315			1,435
				£ 6,315	

TOWN HALL,  
NAIROBI  
7th November, 1938

F S ECKERSLEY,  
*Town Clerk*

## GENERAL NOTICE No 1532

## TENDERS

Tenders are invited by the Central Tender Board for the supply of foodstuffs, as specified hereunder, to various Government Departments and the Royal Air Force, Nairobi, during the six months ending the 30th June, 1939

Item	Aproximate Quantity	Quotation Required	Place of Delivery
Beans (Rose Coco or Canadian Wonder)	{ 248,000 lb 10,000 "	Per 200 lb	Nairobi, Kabete, Mombasa, Kisumu, Kitale, Nakuru, Naivasha, Simba †Station, P W D, Mombasa
Bran	118,000 "	Per 100 lb	Nairobi, Kabete, Sangalo, Machakos, Eldoret, Kapsabet, Ngong, Nakuru, Solai, Lumbwa, Nanyuki
Bread	77,500 "	Per loaf	†Nairobi, Kabete, Mombasa
Butter	9,000 "	Per lb	Nairobi
Cheese	1,300 "	"	Nairobi
Choroko	1,000 "	Per 60 lb	†No 1 Gate, P W D, Nairobi—Quotations to include cost of delivery
	2,000 "		Mombasa, Kajiado, Nairobi
Dates, Pitted	17,250 "	Per 50 lb box	Nanyuki, Kitale
Dhall	2,260 "		Nairobi, Mombasa
Flour—			
(a) Atta	2,800 "	Per 200 lb	Nairobi
(b) Superfine	5,200 "	"	Nairobi
(c) Wheat	18,400 "	"	Nairobi, Mombasa
Ghee	42,500 "	Per 36 lb tins	Nairobi, Mombasa, Kisumu, Nakuru, Kitale, Nanyuki, Kabete
Groceries—Sundry, including			
Salmon (Medium, Red)	1,000 "	—	Nairobi
Curry Powder	Variable small quantity	—	Nairobi, Mombasa
Pepper	ditto	—	Nairobi
Mustard	ditto	—	Nairobi
Vinegar	ditto	—	Nairobi
Sauce	ditto	—	Nairobi
Custard Powder	ditto	—	Nairobi
Prunes	ditto	—	Nairobi
Barley	ditto	—	Nairobi
Tinned Ham	ditto	—	Nairobi
Peas	ditto	—	Nairobi
Sago	ditto	—	Nairobi
Tapioca	ditto	—	Nairobi
Dried Fruit	ditto	—	Nairobi
Patna Rice	ditto	—	Nairobi
Condensed Milk	ditto	—	Nairobi Mombasa
Margarine	ditto	1 lb pats and 1 or 2 lb tins	Nairobi
Golden Syrup	ditto	—	Nairobi
Tinned Herrings	ditto	—	Nairobi
Haricot Beans	ditto	—	Nairobi
Butter (Tinned)	ditto	1 or 2 lb tins	Nairobi
Fruits (Tinned)	ditto	2 lb tins	Nairobi
Meat (Preserved)	ditto	14 oz tins	Nairobi
Coffee	ditto	Per lb	Nairobi
Baking Powder	ditto	—	Nairobi
Groundnuts	3,000 lb	180 lb bags	†P W D — Quotations to include cost of delivery
	500 "	"	Nairobi Gate No 1
	800 "	"	Eastleigh Aerodrome
	18,900 "	Per 36 lb	Naivasha
Hay—Luceine	78 tons	Per ton	Nairobi, Machakos
Jam (a) Various	3,800 lb	Per lb	Nairobi, Kisumu, Nanyuki, Nakuru, Kabete
(b) Marmalade	2,500 "	"	Nairobi
Jaggery	6,000 "	Bulk	†P W D — Quotations to include cost of delivery
	1,000 "	"	Nairobi Gate No 1
	1,600 "	"	Eastleigh Aerodrome
Lemons	2,400 "	Per 36 lb	Naivasha
	207,500	Per 100	Nairobi, Mombasa
Linseed	800 lb	Per 60 lb	Nairobi, Nakuru, Solai
Maize, Crushed	12,000 "	—	†P W D — Naivasha
	69,900 "	Per 200 lb	Nairobi, Kabete, Machakos, Nakuru, Naivasha, Gilgil, Lumbwa, Solai, Nanyuki
Maize, Grain	587,000 "	"	Nairobi, Mombasa, Kisumu, Nakuru, Naivasha, Sangalo
Maize, Meal	1,186,000 "	Per 200 lb and 50 lb bags	Nairobi, Kabete, Ngong, Mombasa, Kisumu, Nakuru, Eldoret, Kajiado, Kitale, Naivasha, Kapenguria, Kapsabet, Sangalo, Kericho, Lumbwa, Machakos, Nanyuki

## TENDERS—(Contd.)

Item	Approximate Quantity	Quotation Required	Place of Delivery
Maize, Meal—(Contd.)			
	75,000 lb	Per 200 lb bags	†P W D —
	101,000 „	„	Mombasa
	28,000 „	„	Nairobi Gate No 1 } Quotations to in
	42,000 „	„	Eastleigh Aerodrome } clude cost of de
MEAT—			Naivasha livery
Beef, Native Roasting	189,000 „	Per lb	Nairobi, Mombasa, Kisumu, Nanyuki
Mince	7,500 „	„	Nairobi, Kabete
Sirloin	1,140 „	„	Nairobi
Salt	120 „	„	Nairobi
Steak, Stewing	1,330 „	„	Nairobi
Steak, Fillet	1,180 „	„	Nairobi
Soup	480 „	„	Nairobi
Mutton, Roasting	2,430 „	„	Nairobi
Chops	4,100 „	„	Nairobi
Pork, Roasting	720 „	„	Nairobi, Mombasa
Bacon	1,080 „	„	Nairobi
Miscellaneous Wholesides	4,650 „	„	Nairobi
Hindquarters	10,000 „	„	*Nairobi
Forequarters			
Liver	760 „	„	Nairobi
Sausages	2,320 „	„	Nairobi
Dripping	1,575 „	„	Nairobi
Polony	610 „	„	Nairobi
Lard	340 „	„	Nairobi
Ox Tongues	25 „	„	Nairobi
Ox Tails	450 „	„	Nairobi
Ox Kidneys	80 „	„	Nairobi
Sheep's Kidneys	200 „	„	Nairobi
Veal	120 „	„	Nairobi
Suet	24 „	„	Nairobi
Meat Meal	500 „	„	Nairobi
Milk (Fresh)	23,400 gals	Per gallon	*Nairobi, Kabete, Mombasa, Kisumu
Oatmeal	2,420 lb	Per lb	Nairobi, Mombasa
Oats	3,620 „	—	Nanyuki
Onions	5,660 „	Per 36 lb	*Nairobi, Mombasa
Oranges	36,000	Per 100	Nairobi, Mombasa
Peas (Dried)	35,000 lb	Per 36 lb and 50 lb bags	Nairobi, Mombasa, Nanyuki, Kitale
Pollard	2,240 „	Per 100 lb	Kabete
Potatoes	289,600 „	Per 60 lb	*Nairobi, Mombasa, Kisumu, Nakuru, Kajiado, Nanyuki, Kitale
Rice (Polished)	44,381 „	Per 224 lb	Nairobi, Mombasa, Loitokitok
Rice (Unpolished)	158,000 „	Per 224 lb and 50 lb bags	Nairobi, Kisumu, Mombasa, Nanyuki, Kitale
Salt (Coarse)	38,500 „	„	Nairobi, Kabete, Mombasa, Kisumu, Kitale, Kajiado, Kapsabet, Sangalo, Ngong, Nakuru, Solai, Gilgil, Naivasha, Machakos, Lumbwa, Nanyuki, Simba Station
Salt (Dairy)	1,410 „	„	Nairobi, Machakos
Salt (Rock)	16,144 „	„	Nairobi, Kabete, Ngong, Sangalo, Machakos, Nanyuki
Simsim Cakes	112,800 „	Per 100 lb	Kabete, Ngong, Sangalo, Kapsabet
Sugar	41,300 „	Per 56 lb and 40 lb boxes	Nairobi, Mombasa, Kisumu, Nanyuki, Kitale, Simba Station
Tea	8,800 „	Per 1 lb pkt and 25 lb case	Nairobi, Mombasa, Nanyuki, Kitale
Vegetables	Exceeding 45,000 lb	Per lb	*Nairobi, Mombasa

Tenderers to state whether tender is in respect of local or imported commodities

†All quotations for Public Works Department requirements to include the cost of bags

\*Delivery in the Municipal area and at the Royal Air Force Depot, Aerodrome, Nairobi

First consignment of rations for King's African Rifles to be supplied and delivered at "place of delivery" on 1st January, 1939

Tender forms and full particulars may be obtained from this office

Tenders may be sent either through the post or placed in the Tender Box at the Treasury

No tender will be considered unless submitted on the prescribed form specifying quotations on the basis set out in column 3, and for delivery at the places enumerated in column 4. Samples of foodstuffs should not be less than  $\frac{1}{2}$  lb in weight and each packet should be clearly marked and labelled with the name of the person tendering

Quotations for articles supplied in bags should exclude any charges in respect of containers, which will either be returned or paid for by the Departments concerned (except in the case of the Public Works Department. See note † above)

Contractors supplying foodstuffs to the Royal Air Force Squadron, Nairobi, will be subject to the general conditions of Royal Air Force Contracts. Information regarding these may be obtained from the undersigned.

Tenders in sealed envelopes marked "Foodstuffs" must reach this office by 4 p.m. on 22nd November, 1938

Tenders will be opened at the Treasury at 9 a.m. on 23rd November, 1938

The lowest or any tender will not necessarily be accepted

TENDERS—(*Contd.*)

Tenders are also invited for the supply of the undermentioned articles to various Government Departments during the year 1939 Orders will be placed from time to time for such quantities as may be required

Further particulars may be obtained on application

Tenders should state the country of origin of all articles tendered for

Tenders in sealed envelopes marked "Miscellaneous Articles" will be received by this office until 4 p.m. on 22nd November, 1938

The lowest or any tender will not necessarily be accepted

Tenders for Miscellaneous Articles will be opened at the Treasury at 9 a.m. on 23rd November, 1938

Articles	Place of Delivery
Bags, Gunny	Nairobi
Blanket Waistcoats	Nairobi
Butter Muslin	Nairobi, Kabete
Coal ex European Ports	Kabete, Nairobi, Mombasa
Coal ex South African Ports	Kabete, Nairobi, Mombasa
Fez Caps	Nairobi, Kabete, Mombasa, Tambach, Kakamega, Kabianga
Fuel (Wood)	Nairobi, Kabete, Mombasa, Nakuru, Kisumu
Grease—	
(1) Motor	
(2) Wagon Axle	Nairobi, Kabete, Mombasa, Eldoret, Naivasha, Kakamega
Kerosene—	
(1) Power	All stations
(2) Illuminating	Kericho
Leather Polish	Nairobi, Kabete, Kisumu, Malindi, Nakuru, Kabianga, Kapenguria
Lime	
Oil—	
Gas	
Diesel	
Motor	
Transmission	
Diesel Engine Lubricating	
Industrial Lubricant	
Rifle	
Petrol	All stations
Soap (Yellow)	Nairobi, Kabete, Naok, Kakamega, Kitale, Nanyuki
Suffurias	Nairobi, Kabete, Kisumu
Tents (Officers, Subordinates, Rank and File, Bush Porters)	Nairobi, Kabete

GENERAL NOTICE No 1606

PRINCIPAL ARTICLES IMPORTED INTO KENYA AND UGANDA DURING THE MONTH ENDED  
31ST AUGUST, 1938

ARTICLES	Unit of Quantity	Total Imports		Imports for Home Consumption (including Government Goods)		Government Imports (included in previous columns)	
		Quantity	Value	Quantity	Value	Quantity	Value
1 Rice	Cwt	21,489	249,395	21,475	249,153	—	—
2 Wheat Meal and Flour	"	3,681	39,118	3,664	38,931	—	—
3 Ale, Beer, Stout, etc	Imp gal	10,652	34,277	9,908	33,459	—	—
4 Ghee	Cwt	1,033	80,064	1,033	80,064	—	—
5 Milk, Condensed or otherwise Preserved	"	704	26,671	704	26,635	—	—
6 Spirits	(a) Imp and Proof gal	6,377	152,332	6,459	157,812	10	316
7 Sugar (Refined)	Cwt	127	3,219	129	3,318	—	—
8 Tea	"	17	3,871	18	4,008	—	—
9 Wines	Imp gal	2,319	35,895	1,848	29,313	—	—
10 Cigarettes	Lb	29,403	99,117	63,032	196,764	—	—
11 Tobacco	"	130,133	140,462	127,660	136,956	—	—
12 Wood and Timber	Cubic ft	3,735	18,330	3,735	18,330	—	—
13 Cement, Building	Ton	1,813	85,778	1,813	85,778	667	38,954
14 Galvanized Iron Sheets, Corrugated	"	377	155,883	485	196,818	224	91,836
15 Hollow ware, Enamelled	"	43	38,874	43	39,675	—	1,345
16 Tubes, Pipes and their fittings	"	193	133,181	193	133,181	96	68,138
17 Iron and Steel Manufactures	Value	—	774,761	—	778,635	—	457,550
18 Hard ware	Cwt	138	13,459	137	12,873	2	236
19 Shovels, Spades, etc	Number	13,855	16,810	13,975	17,104	1,184	2,700
20 Machines and Machinery	Value	—	1,211,991	—	1,217,265	—	92,912
Cotton Piece Goods—							
21 Grey, Unbleached	Lin yard	1,748,361	357,287	2,003,594	406,585	—	—
	Sq yard	1,664,026		1,914,378		—	—
22 Bleached	"	236,655	70,839	335,475	91,089	—	—
		219,554		299,763		—	—
23 Printed (Khangas)	"	44,738	18,891	50,059	20,921	—	—
		55,803		62,242		—	—
24 Printed, other Sorts	"	379,498	102,457	404,418	111,484	—	—
		339,650		368,143		—	—
25 Dyed in the Piece	"	599,557	273,465	1,060,809	426,760	—	—
		519,370		970,317		—	—
26 Coloured (Manufactured wholly or in part of Dyed Yarn)	"	407,951	160,992	830,769	244,172	—	—
		426,073		759,408		—	—
27 Cotton Blankets	Number	55,903	79,209	54,811	78,678	—	—
	Cwt	1,109		1,089		—	—
28 Jute Bags and Sacks	Dozen	26,334	137,944	26,334	137,944	—	—
	Cwt	6,650		6,650		—	—
29 Artificial Silk Piece Goods	Lin yard	296,887	118,833	333,524	131,062	—	—
	Sq yard	253,208		280,618		—	—
30 Artificial Silk Manufactures, not elsewhere specified (not Apparel)	Value	—	1,806	—	1,806	—	—
31 Disinfectant	Cwt	590	12,413	589	12,392	215	6,701
32 Insecticides	"	682	52,070	681	52,008	—	—
33 Paints, Colours and Varnishes	"	1,892	89,134	1,902	89,353	1,000	46,064
34 Candles	"	53	4,436	102	7,193	—	—
35 Fuel Oil	Imp gal	288,129	86,439	288,129	86,439	—	—
36 Lubricating Oil	"	72,561	135,004	62,266	115,470	311	956
37 Lubricating Greases	Cwt	331	9,150	479	12,189	14	299
38 Motor Spirit (Petrol)	Imp gal	755,143	243,783	904,562	343,739	—	—
39 Mineral Oil, Illuminating or Burning (Kerosene)	"	293,369	96,498	351,057	118,740	—	—
40 Soap, Common	Cwt	923	31,482	938	31,868	21	555
41 Soap, Toilet	"	221	11,616	134	9,135	—	46
42 Cycles (not Motor)	Number	858	56,481	939	63,002	12	1,415
43 Motor Cars	"	108	342,950	119	387,340	—	—
44 Motor Lorries	"	43	175,170	36	154,259	3	48,499
45 Motor Tractors	Number	9	64,371	9	64,371	—	—
	Ton	31		31		—	—

(Continued on next page)

PRINCIPAL ARTICLES IMPORTED INTO KENYA AND UGANDA DURING THE MONTH ENDED  
31ST AUGUST, 1938—(Contd.)

ARTICLES	Unit of Quantity	Total Imports		Imports for Home Consumption (including Government Goods)		Government Imports (included in previous columns)	
		Quantity	Value	Quantity	Value	Quantity	Value
46 Motor Cycles	Number	20	Sh 13,979	20	Sh 13,979	3	Sh 4,367
47 Tyres and Tubes	" Lb	9,634	124,175	10,968	126,671	48	706
48 Beads	"	81,217		83,234		429	
49 Fertilizers and Manures	Ton	3,951	8,063	9,282	14,290	—	—
50 Lamps and Lanterns	Number	10	1,469	10	1,469	—	—
51 Matches	Gr boxes	21,937	24,330	21,937	24,330	—	—
52 All other articles	Value	9,093	19,921	6,493	14,577	—	—
		—	7,053,085	—	7,126,988	—	1,513,147
<b>TOTAL</b>		—	*13,191,230	—	*13,976,375	—	2,376,812
<b>TOTAL TRANSIT IMPORTS</b>		—	839,798	—	—	—	—
<b>GRAND TOTAL</b>		Sh	*14,031,028	—	*13,976,375	—	2,376,812

NOTE—(1) "Total Imports" means goods cleared direct and goods entered for warehousing

(2) "Home Consumption" means goods cleared from Customs control on landing and also goods cleared from Bonded Stocks

(3) "Government Imports" means imports direct on Government account (including Railway)

(a) No allowance made for under proof in excess of 12½ per cent

\* Includes Produce of Tanganyika Mandated Territory valued at Sh 1,866,994 and which is mainly imported for re exportation

Subject to revision on receipt of further amendments to entered details

CUSTOM HOUSE,  
MOMBASA,  
4th November, 1938

A W NORTHRUP,  
*Acting Commissioner of Customs,*  
*Kenya and Uganda*

## GENERAL NOTICE NO 1607

TOTAL VALUE OF MERCHANTISE IMPORTED INTO KENYA AND UGANDA  
FROM THE PRINCIPAL SOURCES OF SUPPLY DURING THE MONTH ENDED  
31ST AUGUST, 1938

COUNTRIES OF ORIGIN	Total Imports	Imports for Home Consumption (including Government Goods)	Government Imports
		Sh	
United Kingdom	5,907,473	6,035 788	2,349,206
Irish Free State	3,679	4,114	
Aden	19,380	19,380	
Bahrein Islands	423,750	190,981	
Ceylon	4,002	4,002	
Hong Kong	6,669	7,005	
India	781,618	774,080	6,087
Sarawak	—	12,795	
Union of South Africa	355,482	344,521	3,377
Zanzibar	7,037	7,037	
Canada	83,264	89,102	
Australia	4,864	5,156	
Burma	4,467	6,396	
Tanganyika Mandated Territory	1,866,994	1,866,994	119
Other British Possessions	7,838	8,269	
Germany	401,187	418,222	2,967
Austria	9,252	10,616	
Belgo Luxembourg Economic Union	416,421	437,915	
Denmark	13,530	13,100	
Spain	18,767	20,926	
Finland	5,979	6,542	
France	113,963	103,394	316
Italy	86,563	97,918	
Norway	9,672	14,061	
Netherlands	111,050	106,100	
Poland-Danzig	5,836	6,314	
Portugal	4,235	4,576	
Kingdom of the Serbs, Croats and Slovenes	4,686	4,686	
Sweden	89,505	83,244	343
Switzerland	37,147	38,901	
Czechoslovakia	74,885	177,471	
China	9,985	11,487	
Hadramaut	8,010	8,010	
Japan	1,103,413	1,457,083	
Persia	1,393	237,267	
Siam	10,535	10,535	
Egypt	23,882	23,882	78
United States of America	1,031,495	1,077,324	14,319
Belgian Congo	49,049	49,049	
Ruanda-Urundi	35,217	35,217	
Dutch East Indies	8,910	116,077	
French Somali Coast	18,152	18,152	
Italian Somaliland	5,435	5,435	
Other Foreign Countries	6,559	7,251	
<b>TOTAL</b>	<b>Sh 13,191,230</b>	<b>13,976,375</b>	<b>2,376,812</b>

NOTE —Subject to revision on receipt of further amendments to entered details

CUSTOM HOUSE,  
MOMBASA,  
4th November, 1938

A W NORTHRUP,  
*Acting Commissioner of Customs,*  
*Kenya and Uganda*

## GENERAL NOTICE No 1608

PRINCIPAL ARTICLES EXPORTED FROM KENYA AND UGANDA DURING THE MONTH ENDED  
31ST AUGUST, 1938

	ARTICLES	Unit of Quantity	(b) Exports of Domestic Produce		(a) (b) Re exports of Imported Merchandise	
			Quantity	Value	Quantity	Value
1	Wheat	Cwt	18	Sh 125	12	124
2	Maize	"	30,494	123,878	—	—
3	Rice	"	2	30	218	3,016
4	Wheat Meal and Flour	"	5,094	79,743	268	2,861
5	Maize Meal and Flour	"	6,996	33,540	—	—
6	Cattle for Food	Number	171	11,100	—	—
7	Sheep and Goats for Food	"	1,020	9,630	—	—
8	Bacon and Ham	Cwt	91	12,633	—	66
9	Ale, Beer, Stout, etc	Imp gal	882	5 951	503	1,923
10	Butter	Cwt	1,553	128,636	—	—
11	Cheese	"	44	3,905	—	66
12	Chillies	"	157	4,948	2	43
13	Coffee, Raw	"	34,296	867,624	35,939	946,378
14	Ghee	"	117	11,039	12	1,462
15	Milk, Condensed or otherwise Preserved	"	1	83	52	2,031
16	Potatoes	"	14,845	62,939	—	—
17	Spirits	Imp and Proof gal	—	—	125	3,450
18	Sugar, Refined	Cwt	31,279	315,890	7	206
19	Tea	"	4,650	550,494	1	298
20	Wines	Imp gal	—	—	102	2,281
21	Cigarettes	Lb	36,090	82,627	6,513	20,671
22	Tobacco	"	4 917	12,759	795	2,603
23	Wood and Timber	Cubic ft	7,163	31,440	390	969
24	Raw Cotton	Cental of	100 lb	50,287	1 896,754	3,347
			Ton	3,213	913,809	—
25	Sisal Fibre and Tow	"	14,487	735,007	—	—
26	Seeds, Cotton	"	42	9,089	—	—
27	Seeds, Sesame	"	1	180	—	—
28	Groundnuts	Imp gal	2,200	2,917	—	—
29	Coco nut Oil	"	3,868	8,182	—	—
30	Sesame Oil	Cwt	7,143	339,652	—	—
31	Hides, Dry and Dry salted	Number	153,306	154,851	1,800	530
32	Skins, Sheep and Goat	Cental of	100 lb	2,900	141,166	—
33	Rubber	"	Cwt	—	—	—
			"	5,043	34,018	—
34	Mangrove Bark	"	10,833	143,528	—	—
35	Wattle Bark	"	25	16,467	8	5,505
36	Wattle Extract	Cental of	100 lb	2,296	174,472	39
37	Ivory, Elephant	"	Ton	922	85,588	1
38	Wool	"	"	80	8,105	319
			"	—	—	76
39	Sodium Carbonate	100 lb	—	—	—	1,952
40	Cement, Building	Ton	—	—	1	225
41	Galvanized Iron Sheets, Corrugated Cotton Piece Goods—	"	—	—	319	12,578
42	Grey, Unbleached	Lin yard	—	—	76	27,650
43	Bleached	Sq yard	—	—	—	—
44	Printed (Khangas)	do	—	—	658,132	138,989
45	Other Sorts	do	—	—	637,901	—
46	Dyed in the Piece	do	—	—	78,931	20,579
47	Coloured (Manufactured Wholly or in Part of Dyed Yarn)	do	—	—	70,772	—
48	Cotton Blankets	Number	—	—	58,234	25,790
49	Jute Bags and Sacks	Cwt	—	—	73,855	—
50	Fuel Oil	Dozen	—	—	120,715	37,736
51	Motor Spirit (Petrol)	Cwt	—	—	119,073	—
		Imp gal	—	—	661,743	193,712
		"	—	—	635,006	—
			—	—	175,146	61,653
			—	—	180,185	—
			—	—	18,981	27,853
			—	—	392	—
			—	—	9,933	40,830
			—	—	2,387	—
			—	—	1,413,283	477,756
			—	—	603,878	342,101

(Continued on next page)

PRINCIPAL ARTICLES EXPORTED FROM KENYA AND UGANDA DURING THE MONTH ENDED  
31ST AUGUST, 1938—(Contd.)

ARTICLES	Unit of Quantity	(b) Exports of Domestic Produce		(a) (b) Re exports of Imported Merchandise	
		Quantity	Value	Quantity	Value
52 Mineral Oil, Illuminating or Burning (Kerosene)	Imp gal	—	Sh	181,597	Sh 89,106
53 Soap, Common	Cwt	796	12,816	17	653
54 Soap, Toilet	"	1	40	91	4,024
55 Motor Cars	Number	—	—	35	92,990
56 Animals, not for Food	"	115	21,800	3	700
57 Gold Bullion	Troy Oz	9,495	1,140,521	2,011	241,312
58 All other articles	Value	—	782,372	—	1,696,186
<b>TOTAL</b>		—	8,970,348	—	4,658,749
<b>TOTAL TRANSIT EXPORTS</b>		—	—	—	839,798
<b>GRAND TOTAL</b>		Sh	—	8,970,348	—
				—	5,498,547

NOTE—(a) Re exports include goods the growth, produce or manufacture of Tanganyika Mandated Territory to the value of Sh 1,383,647

(b) Goods exported as Ships' Stores are included as follows—

(1) Under Domestic Exports to the value of	Sh 41,322
(2) Under Re-exports to the value of	Sh 417,350
Total Ships' Stores	Sh 458,672

Subject to revision on receipt of further amendments to entered details

CUSTOM HOUSE,  
MOMBASA,  
4th November, 1938

A W NORTHRUP,  
*Acting Commissioner of Customs,*  
*Kenya and Uganda*

## GENERAL NOTICE No 1609

TOTAL VALUE OF PRODUCE AND MERCHANDISE EXPORTED  
FROM KENYA AND UGANDA TO THE PRINCIPAL OVERSEAS  
MARKETS DURING THE MONTH ENDED 31ST AUGUST, 1938

COUNTRIES OF DESTINATION	Exports of Domestic Produce	Re exports of Imported Merchandise
	Sh	Sh
United Kingdom	3,739,959	529,123
Aden	39,752	83,207
Bahrein Islands	707	
Ceylon	1,218	
Hong Kong	13,050	3,172
India	1,763,884	92,395
British Malaya	29,913	12,142
Union of South Africa	361,413	45,616
Southern Rhodesia	8,508	
North Western Rhodesia	8,400	740
Zanzibar	68,480	35,682
Mauritius	1,802	30,663
Seychelles	621	
Canada	233,782	86,192
Trinidad and Tobago		12,180
Australia	45,980	3,000
New Zealand	2,350	900
Anglo Egyptian Sudan	67,468	133,952
Tanganyika Mandated Territory	638,301	1,973,856
Germany	45,302	28,111
Belgo Luxemburg Economic Union	363,289	28,000
Bulgaria	27,100	
Denmark	20,473	2,190
Estonia	1,400	
France	106,473	26,800
Greece	5,882	
Italy	23,373	
Norway	1,350	
Netherlands	102,956	5,895
Portugal	10,500	
Sweden	28,840	
Czecho Slovakia	108,383	
China	22,680	
Hadramaut	2,100	1,300
Hedjaz and Nejd	1,261	
Japan	61,118	1,921
Palestine	3,225	
Syria	39,016	
Egypt	45,386	81,540
Ethiopia		326
United States of America	624,723	584,966
Brazil	28,518	
Belgian Congo	63,589	276,595
Ruanda Urundi	8,183	57,015
Madagascar	677	64,563
Reunion	—	19,634
Italian Somaliland	14,252	5,732
Mozambique	143,383	12,991
TOTAL	8,929,026	4,241,399
SHIPS' STORES	41,322	417,350
GRAND TOTAL	Sh 8,970,348	4,658,749

NOTE — Subject to revision on receipt of further amendments to entered details

CUSTOM HOUSE,  
MOMBASA,  
4<sup>th</sup> November, 1938

A W NORTHRUP,  
*Acting Commissioner of Customs*  
*Kenya and Uganda*

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