



# THE KENYA GAZETTE

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### SUPPLEMENT No. 5

*Legislative Supplement*

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## CORRIGENDA

IN Gazette Notice No. 9963 of 2005, amend as follows—

*Delete "49. Dan Kenneth Ameyo" under O.G.W;*

*Add "40. Dan Kenneth Ameyo" to M.B.S;*

*Amend "3. Sgt. Ezekiel Tafawa Onyango" to read "3. Sgt. Ezekiel Tafawa Onyando" under H.S.C., Military Division;*

*Amend "51. Nancy Karuia Gitonga (Mrs.)" to read "51. Nancy Karuta Gitonga (Mrs.)" under O.G.W.*

IN Gazette Notice No. 5758 of 2004, *amend* the expression "Cause No. 368 of 2003" to read "Cause No. 372 of 2003" where it appears.

## GAZETTE NOTICE NO. 843

THE CONSTITUTION OF KENYA  
THE PUBLIC SERVICE COMMISSION OF KENYA  
APPOINTMENT

IN EXERCISE of the powers conferred by section 106 (2) of the Constitution of Kenya, I, Mwai Kibaki, President and Commander-in-Chief of the Armed Forces of the Republic of Kenya, appoint—

BENJAMIN KIPKORIR ROTICH

to be a Commissioner, Public Service Commission of Kenya, for a period of three (3) years.

Dated the 30th January, 2006.

MWAI KIBAKI,  
*President.*

## GAZETTE NOTICE NO. 844

THE CONSTITUTION OF KENYA  
THE PUBLIC SERVICE COMMISSION OF KENYA  
APPOINTMENT

IN EXERCISE of the powers conferred by section 106 (2) of the Constitution of Kenya, I, Mwai Kibaki, President and Commander-in-Chief of the Armed Forces of the Republic of Kenya, appoint—

ONESMUS NJATHIKA IRERI

to be a Commissioner, Public Service Commission of Kenya, for a period of three (3) years.

Dated the 30th January, 2006.

MWAI KIBAKI,  
*President.*

## GAZETTE NOTICE NO. 845

THE KENYA INSTITUTE OF ADMINISTRATION ACT  
(No. 2 of 1996)

## APPOINTMENT

IN EXERCISE of the powers conferred by section 9 (1) of the Kenya Institute of Administration Act, the Minister of State for Public Service responsible for matters relating to the Directorate of Personnel Management appoints—

MARGARET KOBIA (DR.) (MRS.)

to be Director of Kenya Institute of Administration, with effect from 1st November, 2005.

Dated the 1st February, 2006.

MOSES AKARANGA,  
*Minister of State for Public Service.*

## GAZETTE NOTICE NO. 846

THE VALUATION FOR RATING ACT  
(Cap. 266)

## THE MUNICIPAL COUNCIL OF KAKAMEGA

## EXTENSION OF VALUATION ROLL

IN EXERCISE of the powers conferred by section 3 of the

Valuation for Rating Act, the Minister for Local Government approves the extension of Municipal Council of Kakamega's Valuation Roll to 31st December, 2006.

Dated the 6th January, 2006.

MUSIKARI KOMBO,  
*Minister for Local Government.*

## GAZETTE NOTICE NO. 847

THE LOCAL GOVERNMENT ACT  
(Cap. 265)

## REVOCATION OF NOMINATION OF COUNCILLORS

IN EXERCISE of the powers conferred by section 40 (1) of the Local Government Act, the Minister for Local Government revokes the nomination of—

Ombok Thim; and  
Paul Tarus,

as Councillors for Town Council of Muhoroni and County Council of Wareng, respectively.

Dated the 4th February, 2006.

MUSIKARI KOMBO,  
*Minister for Local Government.*

## GAZETTE NOTICE NO. 848

THE LOCAL GOVERNMENT ACT  
(Cap. 265)

## NOMINATION OF COUNCILLORS

IN EXERCISE of the powers conferred by section 39 (c) of the Local Government Act, the Minister for Local Government nominates—

Ogango Mirunga Ojwang; and  
Paul Kipchoge Kirwa,

as Councillors for Town Council of Muhoroni and County Council of Wareng, respectively.

Dated the 4th February, 2006.

MUSIKARI KOMBO,  
*Minister for Local Government.*

## GAZETTE NOTICE NO. 849

THE LOCAL GOVERNMENT ACT  
(Cap. 265)

## THE WEST POKOT TRADE DEVELOPMENT JOINT LOAN BOARD

## APPOINTMENT OF BOARD MEMBERS

IN EXERCISE of the powers conferred by paragraph 3 of the Local Government (West Pokot Trade Development Joint Board) Order, 1966, upon the Minister for Local Government and in pursuance of a direction given under section 38 (1) of the Interpretation and General Provisions Act (Cap. 2), the Permanent Secretary, Ministry of Trade and Industry appoints—

Francis Tulei—(Chairman).  
District Commissioner, West Pokot—(*Ex officio*).  
District Trade Development Officer, West Pokot—(Secretary).  
Monica Endoo,  
Chairman, Kenya National Chamber of Commerce and Industry,  
West Pokot Branch.

to be members of the West Pokot Trade Development Joint Board, for a period of three (3) years.

Gazette Notice No. 1621 of 2000 is revoked.

Dated the 28th January, 2006.

D. S. O. NALO,  
*Permanent Secretary,*  
*Ministry of Trade and Industry.*

## GAZETTE NOTICE NO. 850

THE EXCHEQUER AND AUDIT ACT  
(Cap. 412)THE EXCHEQUER AND AUDIT (PUBLIC PROCUREMENT)  
(AMENDMENT) REGULATIONS, 2002OFFICE OF THE PRESIDENT  
THE KEIYO DISTRICT TENDER COMMITTEE  
APPOINTMENT

IN EXERCISE of the powers conferred by Legal Notice No. 161 of 2002, subsection 8 part 1.2, the District Commissioner, Keiyo District, appoints—

JOHN K. TOO

to be the Chairman of the Keiyo District Tender Committee, with effect from 1st March, 2006.

Dated the 26th January, 2006.

M. Z. MOGAKA,  
*District Commissioner, Keiyo District.*

## GAZETTE NOTICE NO. 851

THE LIQUOR LICENSING ACT  
(Cap. 121)THE LAIKIPIA DISTRICT LIQUOR LICENSING COURT  
STATUTORY MEETING

NOTICE is given that the first statutory meeting of the Laikipia District Liquor Licensing Court will be held at the District Commissioner's office, on Monday, 8th May, 2006, from 10.00 a.m.

Applications to be considered at this meeting whether for new licences, renewals, transfers, removals or conversion of licences should be submitted on the prescribed form G.P. 147 (or form G.P. 148 in case of transfer or removal) with a KSh. 20 stamp affixed and addressed to the Chairman, Laikipia District Liquor Licensing Court, P.O. Box 11, Nanyuki, so as to reach him on or before 24th March, 2006.

Late applications will only be considered if received on or before 7th April, 2006, and on payment of KSh. 1,000 being late application fee.

Applicants for renewal, new, transfer, removal or conversion of licences must appear in person before the liquor licensing court or be represented by an advocate. Applicants must attach photostat copies of their current licence. Applicants are advised to send their applications in person or by registered post.

Dated the 24th January, 2006.

W. G. NJEGA,  
*Chairman,*  
*Laikipia District Liquor Licensing Court.*

## GAZETTE NOTICE NO. 852

THE REGISTRATION OF TITLES ACT  
(Cap. 281)

## ISSUE OF A PROVISIONAL CERTIFICATE

WHEREAS Intex Construction Limited, of P.O. Box 60293, Nairobi, is registered proprietor lessee of that piece of land known as L.R. No. 1870/IV/137, situate in the city of Nairobi, by virtue of a lease, registered as I.R. 42535/1, and whereas sufficient evidence has been adduced to show that the said lease issued thereof has been lost, notice is given that after the expiration of ninety (90) days from the date hereof, I shall issue a provisional certificate of title provided that no objection has been received within that period.

Dated the 10th February, 2006.

G. G. GACHIHI,  
*Registrar of Titles, Nairobi.*

## GAZETTE NOTICE NO. 853

## THE REGISTRATION OF TITLES ACT

(Cap. 281, section 71)

## ISSUE OF A PROVISIONAL CERTIFICATE

WHEREAS Tracy Nyaboke Metobo, of P.O. Box 62860, Nairobi in the Republic of Kenya, is registered proprietor lessee of all that piece of land known as L.R. No. 209/14063, situate in the city of Nairobi, and by virtue of a grant registered as I.R. 86604/1, and whereas sufficient evidence has been adduced to show that the grant issued thereof has been lost, notice is given that after the expiration of ninety (90) days from the date hereof, I shall issue a provisional certificate of title provided that no objection has been received within that period.

Dated the 10th February, 2006.

G. G. GACHIHI,  
*Registrar of Titles, Nairobi.*

## GAZETTE NOTICE NO. 854

## THE REGISTRATION OF TITLES ACT

(Cap. 281)

## ISSUE OF A PROVISIONAL CERTIFICATE

WHEREAS Graham Ashton, of P.O. Box 90504, Mombasa in the Republic of Kenya, is registered proprietor in fee simple of that piece of land known as subdivision No. 2476, section III, mainland north, within Kilifi Municipality in the Kilifi District, held by a certificate of title registered as C.R. 25671/1, and whereas sufficient evidence has been adduced to show that the certificate of title issued thereof has been lost, notice is given that after the expiration of ninety (90) days from the date hereof, I shall issue a provisional certificate of title provided that no objection has been received within that period.

Dated the 10th February, 2006.

G. G. GACHATHI,  
*Registrar of Titles, Mombasa.*

## GAZETTE NOTICE NO. 855

## THE REGISTRATION OF TITLES ACT

(Cap. 281)

## REGISTRATION OF INSTRUMENT

WHEREAS Jddy Wanjiru Kanyua, of P.O. Box 1047, Nairobi, in the Republic of Kenya, is registered proprietor in absolute ownership interest of that piece of land containing 0.0464 hectare or thereabouts, known as subdivision No. 5969 (original No. 3469/4), section I, mainland north held under a certificate of title registered as C.R. 20199/1, and whereas Jddy Wanjiru Kanyua, has executed an instrument of transfer in favour of Alice Nyambura Mwaura, of P.O. Box 93431, Mombasa, and whereas affidavits have been filed in terms of section 65 (1) (h) of the said Act declaring that the said certificate of title registered as C.R. 20199, is not available for registration, notice is given that after the expiration of fourteen (14) days from the date hereof provided that no valid objection has been received within that period, I intend to dispense with the production of the said certificate of title and proceed with the registration of the said instrument of transfer.

Dated the 10th February, 2006.

G. G. GACHATHI,  
*Registrar of Titles, Mombasa.*

## GAZETTE NOTICE NO. 856

## THE REGISTERED LAND ACT

(Cap. 300, section 35)

## ISSUE OF A NEW LAND TITLE DEED

WHEREAS Francis Maina Kagara (ID/0970953), of P.O. Box 2309, Nairobi in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 3.775 hectares or thereabout, situate in the district of Nyeri, registered under title No. Mweiga Block 3 (Kimenju) 127, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new land title deed provided that no objection has been received within that period.

Dated the 10th February, 2006.

P. D. GUTU,  
*Land Registrar,*  
*Nyeri District.*

## GAZETTE NOTICE NO. 857

## THE REGISTERED LAND ACT

(Cap. 300, section 35)

## ISSUE OF NEW LAND TITLE DEEDS

WHEREAS George Wambugu Kanyuiira, of P.O. Box 42, Gakindu in the Republic of Kenya, is registered as proprietor in absolute ownership interest of those pieces of land containing 8.09 and 1.618 hectares or thereabout, situate in the district of Nyeri, registered under title Nos. Nyeri Endarasha/1113 and 1601, and whereas sufficient evidence has been adduced to show that the land title deeds issued thereof have been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue new land title deeds provided that no objection has been received within that period.

Dated the 10th February, 2006.

S. KARIUKI,  
Land Registrar,  
Nyeri District.

## GAZETTE NOTICE NO. 858

## THE REGISTERED LAND ACT

(Cap. 300, section 35)

## ISSUE OF A NEW LAND TITLE DEED

WHEREAS Philemon Kimutai Kaino, of P.O. Box 48400, Nairobi in the Republic of Kenya, is registered as proprietor in absolute ownership interest of all that piece of land containing 0.202 hectare or thereabouts, situate in the district of Kajiado, registered under title No. Ngongo/Ngong/15809, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new land title deed provided that no objection has been received within that period.

Dated the 10th February, 2006.

D. M. KYULE,  
Land Registrar,  
Kajiado District.

## GAZETTE NOTICE NO. 859

## THE REGISTERED LAND ACT

(Cap. 300, section 35)

## ISSUE OF A NEW LAND TITLE DEED

WHEREAS Ogeli Kakeshe Ngaru, of P.O. Box 310, Kitengela in the Republic of Kenya, is registered as proprietor in absolute ownership interest of all that piece of land containing 5.4 hectares or thereabout, situate in the district of Kajiado, registered under title No. Kajiado/Kitengela/20461, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new land title deed provided that no objection has been received within that period.

Dated the 10th February, 2006.

D. M. KYULE,  
Land Registrar,  
Kajiado District.

## GAZETTE NOTICE NO. 860

## THE REGISTERED LAND ACT

(Cap. 300, section 35)

## ISSUE OF A NEW LAND TITLE DEED

WHEREAS James Kaurrai Sekento, of P.O. Box 183, Kajiado in the Republic of Kenya, is registered as proprietor in absolute ownership interest of all that piece of land containing 1.97 hectares or thereabout, situate in the district of Kajiado, registered under title No. Kajiado/Kipeto/2309, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new land title deed provided that no objection has been received within that period.

Dated the 10th February, 2006.

D. M. KYULE,  
Land Registrar,  
Kajiado District.

## GAZETTE NOTICE NO. 861

## THE REGISTERED LAND ACT

(Cap. 300, section 35)

## ISSUE OF A NEW LAND TITLE DEED

WHEREAS Cicilly Wanjiru Njuguna, of P.O. Box 63285, Nairobi in the Republic of Kenya, is registered as proprietor in absolute ownership interest of all that piece of land containing 0.38 hectare or thereabouts, situate in the district of Kajiado, registered under title No. KJD/Kitengela/14795, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new land title deed provided that no objection has been received within that period.

Dated the 10th February, 2006.

D. K. NYANTIKA,  
Land Registrar,  
Kajiado District.

## GAZETTE NOTICE NO. 862

## THE REGISTERED LAND ACT

(Cap. 300, section 35)

## ISSUE OF A NEW LAND TITLE DEED

WHEREAS Ben Raban Koissaba, of P.O. Box 129, Ngong in the Republic of Kenya, is registered as proprietor in absolute ownership interest of all that piece of land containing 8.50 hectares or thereabout, situate in the district of Kajiado, registered under title No. Kajiado/Olchoro-Onyore/3969, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new land title deed provided that no objection has been received within that period.

Dated the 10th February, 2006.

D. K. NYANTIKA,  
Land Registrar,  
Kajiado District.

## GAZETTE NOTICE NO. 863

## THE REGISTERED LAND ACT

(Cap. 300, section 35)

## ISSUE OF A NEW LAND TITLE DEED

WHEREAS Ngesa Odhiambo, of P.O. Box 154, Kilingili in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 2.9 acres or thereabout, situate in the district of Kakamega, registered under title No. Kisa/Emasatsi/621, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new land title deed provided that no objection has been received within that period.

Dated the 10th February, 2006.

J. K. CHEPKURUI,  
Land Registrar,  
Kakamega District.

## GAZETTE NOTICE NO. 864

## THE REGISTERED LAND ACT

(Cap. 300, section 35)

## ISSUE OF NEW LAND TITLE DEEDS

WHEREAS Isaac Shiro, of P.O. Box 52, Malava in the Republic of Kenya, is registered as proprietor in absolute ownership interest of those pieces of land containing 2.4 and 5.6 hectares or thereabout, situate in the district of Kakamega, registered under title No. North Kabras/Malava/177 and 180, and whereas sufficient evidence has been adduced to show that the land title deeds issued thereof have been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue new land title deeds provided that no objection has been received within that period.

Dated the 10th February, 2006.

J. K. CHEPKURUI,  
Land Registrar,  
Kakamega District.

## GAZETTE NOTICE NO. 865

## THE REGISTERED LAND ACT

(Cap. 300, section 35)

## ISSUE OF A NEW LAND TITLE DEED

WHEREAS Wandani Mwago, of P.O. Box 260, Maragua in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 1.0 acre or thereabout, situate in the district of Murang'a, registered under title No. Loc. 7/Gakoigo/1049, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new land title deed provided that no objection has been received within that period.

Dated the 10th February, 2006.

F. M. WANJAMA,  
Land Registrar,  
Murang'a District.

## GAZETTE NOTICE NO. 866

## THE REGISTERED LAND ACT

(Cap. 300, section 35)

## ISSUE OF A NEW LAND TITLE DEED

WHEREAS Karen Wanjiku (ID/0361232/63), of P.O. Box 233-00510, Makongeni, Nairobi in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.1920 hectare or thereabouts, situate in the district of Murang'a, registered under title No. Makuyu/Kimorori/Block 3/1607, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new land title deed provided that no objection has been received within that period.

Dated the 10th February, 2006.

F. M. WANJAMA,  
Land Registrar,  
Murang'a District.

## GAZETTE NOTICE NO. 867

## THE REGISTERED LAND ACT

(Cap. 300, section 35)

## ISSUE OF A NEW LAND TITLE DEED

WHEREAS Peter Njenga Mwangi, of P.O. Box 184, Ngewa in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 0.22 hectare or thereabouts, situate in the district of Kiambu, registered under title No. Komothai/Kiambururu/697, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new land title deed provided that no objection has been received within that period.

Dated the 10th February, 2006.

J. K. NDIRANGU,  
Land Registrar,  
Kiambu District.

## GAZETTE NOTICE NO. 868

## THE REGISTERED LAND ACT

(Cap. 300, section 35)

## ISSUE OF NEW LAND TITLE DEED

WHEREAS Paul Mungai Njoroge, of P.O. Box 490, Thika in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 1.74 hectares or thereabout, situate in the district of Thika, registered under title No. Loc. 1/Mugumoini/783, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new land title deed provided that no objection has been received within that period.

Dated the 10th February, 2006.

A. M. NG'ANG'A,  
Land Registrar,  
Thika District.

## GAZETTE NOTICE NO. 869

## THE REGISTERED LAND ACT

(Cap. 300, section 35)

## ISSUE OF A NEW LAND TITLE DEED

WHEREAS Paul Gwaro Bosire, is registered as proprietor in absolute ownership interest of that piece of land containing 0.96 hectare or thereabouts, situate in the district of Central Kisii, registered under title No. Central Kitutu/Mwanosioma/102, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new land title deed provided that no objection has been received within that period.

Dated the 10th February, 2006.

J. O. OWUOR,  
Land Registrar,  
Kisii/Gucha Districts.

## GAZETTE NOTICE NO. 870

## THE REGISTERED LAND ACT

(Cap. 300, section 35)

## ISSUE OF A NEW LAND TITLE DEED

WHEREAS David Mogaka Nyamweya, of P.O. Box 63, Kisii in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 3.0 hectares or thereabout, situate in the district of Central Kisii, registered under title No. Nyaribari Chache/B/B/Boburia/3219, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new land title deed provided that no objection has been received within that period.

Dated the 10th February, 2006.

J. O. OWUOR,  
Land Registrar,  
Kisii/Gucha Districts.

## GAZETTE NOTICE NO. 871

## THE REGISTERED LAND ACT

(Cap. 300, section 35)

## ISSUE OF A NEW LAND TITLE DEED

WHEREAS Paulina Mwakanamba M'Kalaine (ID/7212165), is registered as proprietor in absolute ownership interest of that piece of land containing 0.35 hectare or thereabouts, situate in the district of Meru North, registered under title No. Ithima/Antuambui/2136, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new land title deed provided that no objection has been received within that period.

Dated the 10th February, 2006.

J. N. KATHENYA,  
Land Registrar,  
Meru North District.

## GAZETTE NOTICE NO. 872

## THE REGISTERED LAND ACT

(Cap. 300, section 35)

## ISSUE OF NEW LAND TITLE DEEDS

WHEREAS Zablon Muriuki M'Tuerandu (ID/7447992), is registered as proprietor in absolute ownership interest of those pieces of land containing 2.033 and 0.91 hectare or thereabouts, situate in the district of Meru, registered under title Nos. Ontulili/Katheri/1309 and Kibirichia/2558, and whereas sufficient evidence has been adduced to show that the land title deeds issued thereof have been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue new land title deeds provided that no objection has been received within that period.

Dated the 10th February, 2006.

J. K. NJOROGE,  
Land Registrar,  
Meru District.

## GAZETTE NOTICE NO. 873

## THE REGISTERED LAND ACT

(Cap. 300, section 35)

## ISSUE OF A NEW LAND TITLE DEED

WHEREAS Maritha Wacheke Gitahi, of P.O. Box 299, Nyeri in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 3.79 hectares or thereabout, situate in the district of Nyandarua, registered under title No. Nyandarua/Ndaragwa Ururu Block I (Subego)/117, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new land title deed provided that no objection has been received within that period.

Dated the 10th February, 2006.

C. W. NGECHU,  
*Land Registrar,**Nyandarua/Samburu Districts.*

## GAZETTE NOTICE NO. 874

## THE REGISTERED LAND ACT

(Cap. 300, section 35)

## ISSUE OF A NEW LAND TITLE DEED

WHEREAS Maritha Wacheke Gitahi, of P.O. Box 299, Nyeri in the Republic of Kenya, is registered as proprietor in absolute ownership interest of that piece of land containing 38.78 hectares or thereabout, situate in the district of Nyandarua, registered under title No. Nyandarua/Ndaragwa Ururu Block I (Subego)/64, and whereas sufficient evidence has been adduced to show that the land title deed issued thereof has been lost, notice is given that after the expiration of sixty (60) days from the date hereof, I shall issue a new land title deed provided that no objection has been received within that period.

Dated the 10th February, 2006.

C. W. NGECHU,  
*Land Registrar,**Nyandarua/Samburu Districts.*

## GAZETTE NOTICE NO. 875

## THE REGISTERED LAND ACT

(Cap. 300, section 33)

## REGISTRATION OF INSTRUMENT

WHEREAS Christopher Mwema Wambua (deceased), is registered as proprietor of that piece of land known as Makueni/Unoa/354, containing 10.5 hectares or thereabout, situate in the district of Makueni, and whereas the High Court of Kenya at Nairobi in succession cause No. 1147 of 2004, has issued a grant of letters of administrators to Benson Mutisya Wambua, and whereas the land title deed issued earlier to Christopher Mwema Wambua (deceased), has been reported missing or lost, notice is given that after the expiration of thirty (30) days from the date hereof, provided no valid objection has been received within that period, I intend to dispense with the production of the said land title deed and proceed with the registration of the said instrument of transfer RL. 19 and RL. 7 and upon such registration, the land title deed issued earlier to the said Christopher Mwema Wambua (deceased), shall be deemed to be cancelled and of no effect.

Dated the 10th February, 2006.

D. K. KILUNGU,  
*Land Registrar,**Makueni District.*

## GAZETTE NOTICE NO. 876

## THE REGISTERED LAND ACT

(Cap. 300, section 33)

## REGISTRATION OF INSTRUMENT

WHEREAS Sammy Kamau Gachera, is registered as proprietor of all that piece of land known as Githunguri/Githunguri/1095, situate in the district of Kiambu, and whereas the High Court of Kenya at

Nairobi, in succession cause No. 70 of 1983, issued to Sammy Kamau Gachera, on 11th January, 1985, has been revoked, and whereas all efforts made to compel the registered proprietor to surrender the land title deed issued in respect of the said piece of land to the land registrar have failed, notice is given that after the expiration of thirty (30) days from the date hereof, provided no valid objection has been received within that period, I intend to dispense with the production of the said land title deed and proceed with the registration of the said instrument of succession, and upon such registration, the land title deed issued earlier to the said Sammy Kamau Gachera, shall be deemed to be cancelled and of no effect.

Dated the 10th February, 2006.

J. K. NEIRANGU,  
*Land Registrar,*  
*Kiambu District.*

## GAZETTE NOTICE NO. 877

## THE REGISTERED LAND ACT

(Cap. 300, section 33)

## REGISTRATION OF INSTRUMENT

WHEREAS Grace Watetu Mworia, is registered as proprietor of all that piece of land known as Laikipia/Ngobit/Supuko Block 2/1015 (Wiumiririe), situate in the district of Laikipia, and whereas the senior resident magistrate's court at Nanyuki, in land case No. 14 of 2005, has ordered that the said piece of land be transferred to Philip Githaiga Kiambati, and whereas the executive officer of the said court has, in pursuance to an order of the said court, executed an instrument of transfer in favour of Philip Githaiga Kiambati, and whereas all efforts made to compel the registered proprietor to surrender the land title deed issued in respect of the said piece of land to the land registrar have failed, notice is given that after the expiration of thirty (30) days from the date hereof, provided no valid objection has been received within that period, I intend to dispense with the production of the said land title deed and proceed with the registration of the said instrument of transfer and issue a land title deed to the said Philip Githaiga Kiambati, and upon such registration, the land title deed issued earlier to the said Grace Watetu Mworia, shall be deemed to be cancelled and of no effect.

Dated the 10th February, 2006.

G. G. KAMAU,  
*Land Registrar,*  
*Laikipia District.*

## GAZETTE NOTICE NO. 878

## THE REGISTERED LAND ACT

(Cap. 300, section 33)

## REGISTRATION OF INSTRUMENT

WHEREAS Supriano Muchena Moturio, is registered as proprietor of all that piece of land known as Laikipia/Kinamba Mwenje Block 1/1415, situate in the district of Laikipia, and whereas the senior resident magistrate's court at Nanyuki, in civil suit No. 10 of 2004, has ordered that the said piece of land be transferred to Peter Ndungu Wachira, of P.O. Box 16, Kinamba, and whereas the executive officer of the said court has, in pursuance to an order of the said court, executed an instrument of mutation to subdivide the said piece of land in favour of Peter Ndungu Wachira, and whereas all efforts made to compel the registered proprietor to surrender the land title deed issued in respect of the said piece of land to the land registrar have failed, notice is given that after the expiration of thirty (30) days from the date hereof, provided no valid objection has been received within that period, I intend to dispense with the production of the said land title deed and proceed with the registration of the said instrument of subdivision and transfer and issue a land title deed to the said Peter Ndungu Wachira, and upon such registration, the land title deed issued earlier to the said Supriano Muchena Moturio, shall be deemed to be cancelled and of no effect.

Dated the 10th February, 2006.

S. N. MBURU,  
*Land Registrar,*  
*Laikipia District.*

GAZETTE NOTICE NO. 879

## CUSTOMS AND EXCISE DEPARTMENT.

## SALE BY PUBLIC AUCTION

NOTICE is given that the aundermentioned goods shall be sold by public auction on Tuesday, 21st March, 2006, at Customs Warehouse, Kilindini, Mombasa.

Interested buyers may view the goods at Customs Warehouse, Kilindini on Friday, 17th March, 2006 and Monday, 20th March, 2006, during office hours.

Lot No.	Ship's Name and Date	Marks and Numbers	Consignee's Name	Description of goods
308/05	S- Caboto/16-11-04	Nil	Unknown	120 drums ciprofloxan HCL.
314/05	Namibia/03-01-05	Nil L.	Dr. David Kabare	1 drum Hand sanitizer.
330/05	Jolly Smeraldo/09-10-04	LMCU 0281411 LMCU 1052507 LMCU 10268528	Medico Pharm Commerce, Avenue BP 1916, Kisangani, DRC.	3 x 20' container Cm form chemicals.
331/05	Jolly Smeraldo/09-10-04	LMCU 1068627	Medico Pharm Commerce, Avenue BP 1916, Kisangani, DRC.	1 x 20' container STC 400 bags chemicals.
332/05	Jolly Smeraldo/09-10-04	LMCU 0370191	Medico Pharm Commerce, Avenue BP 1916, Kisangani, DRC.	1 x 20' container STC chemicals.
437/05	Carmen/26-07-04	MSCU 2600248	Services Limited, P.O. Box 72692, Nairobi.	1 x 20' container STC 1000 bags caustic soda.
484/05	G- Prosperity/20-02-05	JINBCAB 14203120314688	Al-Tamay, P.O. Box 1832, Nairobi.	1 unit used Nissan Sunny.
578/05	Hyundai/18-02-05	EY7-1292775	Gabriel Kabuye, P.O. Box 272, GIL GIL.	1 unit used Honda.
584/05	AVA Bird	Nil	Unknown	Motor vehicle parts.
599/05	Jolly Turchase/28-11-04	LMCU 0356362	Awadh Mohd, PPT No. A748784	1 x 20' container 150 packages. household goods.
668/05	Poni Malindi/10-01-05	MOAU 0476335	Panyalulu Co. Limited., Jinja, Uganda	1 x 20' container 742 cartons Porcelain Ware.
670/05	Nordstar/31-10-04	SEAU 2326751	Afronile Trading, Kampala, Uganda	1 x 20' container 378 cartons cigarettes.
686/05	Stefania/22-07-04	PONU 0686200	Wahidi Juma, P.O. Box 136, Zanzibar	1 x 20' container 1360 packages. personal. household effects.
714/05	Maersk Verona/17-7-04	Nil	Tamani Jua Agencies, P.O. Box 88104,Mombasa	3 pieces. Sofa sets, 4 sitting chairs, 1 dressing seat, 1 dressing drawer, 2 bed head.
773/05	Maersk Verona/23-10-04	AMFU 8566214	Discount Cash & Carry, P.O. Box 45234. NBB.	1 x 40' container 2533 pieces. used jerry can.
777/05	Mol Karina/11-05-05	TTNU 3756319	Technomatic Limited, P.O. Box 46057, Nairobi	1 x 20' container 230 cartons bathroom sets.
821/05	Unknown	Nil	TwoWay Freighters, P.O. Box 80448, Msa.	475 bales used clothing.
831/05	Asia Grace/02-4-05	Nil	Zomark Freighters, P.O. Box 80164, Msa.	1 used engine, 1 used Diff.
832/05	Morning glory/28-04-05	Nil	Goemwa Cargo Services, P.O. Box 93098, Msa.	1 Volvo engine and gear, 1 unit used chassis, 1 new fridge, 4 used mattresses.
833/05	Morning Crown/28-04-05	Nil	Loms Freight, P.O. Box 16664, Mombasa	2 used speakers, 1 unit address system, 1 used Hard disk monitor, 1 used tea maker, 1 unit sony HIFI, 2 used TV. Sets
835/05	Asian Majesty/27-02-05	Nil	M/s. Container Freight Co, P.O. Box 80762, Msa.	6 pieces. radios, 2 pieces. CD racks, 3 pieces. mirror glass, 5 pieces. Carpets, 4 pieces mattresses, 3 pieces. Beds, 10 pieces. Computers 3 pieces. aerials, 3 pieces. chairs/table, 3 pieces
839/05	Jolly Ono/28-08-03	LMCU 0362025	Black Invest. Limited., P.O. Box 401	Hoovers, 2 fridges, 1 leisure exciser 1 x 20' container 154 packages. Sewing materials fabrics
840/05	M- Green/28-02-05	ECMU 1311088	Bobitel Invest. P.O. Box 100, Ruiru	1 x 20' container. 765 pieces. PVC pipes
841/05	CGM Karibu/22-03-05	MMCU 2104740		1 x 20' container 360 bags Indian Soya beans
842/05	Hanse duo/05-3-05	CGTU 2112857	Bobitel Invest., P.O. Box 6830-300, Nairobi.	1 x 20' container 360 bags Indian Soya beans
843/05	Rio Bianco/25-11-05	PCIU 9976035	Celebral Technology, P.O. Box 291, Kampala, UG.	1 x 40' container 600 packages. radio cassettes
847/05	Flottbeck/16-4-05	TTNU 9832993	K.K. Impex P.O. Box 66689, Msa.	1 x 40' container 1950 cartons safety matches
849/05	Mol Karina/12-11-04	MOAU 0302776	Kalesa Jerica, Kigali, Rwanda.	1 x 20' container 2700 cartons tiles
854/05	Unknown	Nil	Unknown	2 pieces fibre boats
855/05	Kota Hidaya/02-6-05	PCIU 9949615	Navima Express, P.O. Box 9827, Kampala	1 x 40' container 822packages. wheels and rims

Lot No.	Ship's Name and Date	Marks and Numbers	Consignees Name	Description of goods
856/05	Sudan /25-02-05	MSCU 1228985	Regional Air, nairobi.	1 x 20' container 367 packages. flight goods
867A/05	Asian Empire/06-12-05	Nil	Unknown	339 packages household goods
872/05	Asian Majesty/	F89.150870/07.06.05	Tamani Jua Agency, P.O. Box 88104, Mombasa	2 used television, 2 boxes books, 1 box used clothing, used radio cassette.
873/05	Unknown	F89.150872/12.6.05	Sagoma Agencies, Msa.	7 bags used clothes, 2 used bicycle. 1 used guitar, 2 fridges, 3 blenders. 6 kettles, 1 cooker, 1 freezer. 3 microwave, 1 cooler, 1 freezer. 1 monitor.
876/05	Maersk Verona/02-1-05	MSKU 2301354	SLBC Limited, P.O. Box 18142, Nairobi.	1 x 20' container 24 pieces. gloss coated paper.
885/05	Maersk Verona/21-11-05	MSKU 2468188	Henkel Uganda Limited, P.O. Box 21036, KLA.	1 x 20' container 355 cartons duplicating ink.
887/05	Nordstar/06-6-05	TCKU 9370917	Maersk Logistics, P.O. Box 89911, Msa.	1 x 40' container 550 packages. new tyres.
891/05	Mol Karina/23-1-05	MOGU 2524401 MOGU 2593280	Cole Int Trading Co. (U), P.O. Box 3373, KLA.	2 x 20' container 1540 cartons ceramic plates.
894/05	Labourdais/19-8-05	TRIU 5948085	Defle Said P.O. Box 41663, Msa.	1 x 40' container electrical household goods.
900/05	Nordstar/06-6-05	TTNU 9419927	Town Centre	1 x 40' container 2390 cartons propypropylene. carpets
910/05	Ponl Malindi/10-1-05	MOAU 0483669 MOAU 0474501	P.O. Box 80435, Msa. Panyalulu Co. Jinja, Uganda	2 x 20' container 1479 cartons porcelain ware.
911/05	Sudan/18-02-05	MSCU 1366407	S. Mohamed, P.O. Box 899, Mombasa	1 x 20' container 110 packages used personal, effec.T.S.
913/05	C-Bryon/02-6-05		Aberdare Freight Serv Limited,	1 x 20' containers 62,000 bags Egyptian brown sugar.

Dated the 6th February, 2006.

WAMBUI NAMU,  
*Acting Commissioner of Customs Services.*

#### GAZETTE NOTICE NO. 880

#### CUSTOMS AND EXCISE DEPARTMENT GOODS HELD IN THE CUSTOMS WAREHOUSE, I.C.D., EMBAKASI

NOTICE is given that unless the undermentioned goods are entered and removed from the Customs Warehouse, I.C.D. Embakasi, within twenty-one (21) days from the date of publication of this notice, they will be deemed to have been abandoned to the Customs and Excise Department.

Lot No.	Ship's Name	Arrival Date	Container No.	Consignee Names	Description of Goods
003/2004	Delmas Kenya	18/2/2004	TRLU 4284	Christ at Work Ministries, P.O. Box 1111, Limuru	1 x 40' STC donated goods used bicycles and used clothes.
011/2004	C. Byron	7/11/03	MSKU 6011672	Rapid Kate Services, P.O. Box 72693, Nairobi	1 x 40' STC 430 cartons of Zimbabwe cut rag tobacco.
012/2004			UXXU 4300750	Rapid Kate Services, P.O. Box 72693, Nairobi	1 x 40' STC group age cargo assorted drums of cables.
013/2004	K.Intan	31/08/04	PCIU 3886525	Transallied Industry Limited, P.O. Box 78763, Nairobi	1 x 20' STC 2066 cartons of Macaroni (spaghetti).
015/2004	Wenr Flottbek	21/12/04	APMU 8074013	American Embassy, Nairobi, Kenya	1 x 40' STC 39 pieces of appliances.
002/05			CRXU-911550-2	A.E.A. Headquarters, P.O. Box 49332, Nairobi	Assorted used hospital supplies.
003/05	S. Cabro	18/02/04	INBU-470068	Cut-Tobacco (K) Limited, P.O. Box 76259, Nairobi	1x40' STC 430 cartons Zimbabwe cut rag tobacco.
007/05	Nordstar	17/12/04	CLHU 8530740	Spinners and Spinners, Nairobi	1 x 40' 67 bales pulled fibre for manufacturing of blankets Mombasa cargo.
009/05	S. Caboto	17/11/04	OCLU 1400155	Cut-Tobacco (K) Limited, P.O. Box 76259, Nairobi	1 x 40' STC 430 Zimbabwe cut rag tobacco.
010/05	Astor	17/10/04	OCLU 1445041	Cut-Tobacco (K), P.O. Box 76259, Nairobi	1 x 40' STC 430 cartons Zimbabwe cut rags tobacco.
016/05			CRXU 214469/0	Nofity: Stanley Masava Kiraka, P.O. Box 41761, Nairobi	School text books.

<i>Lot No.</i>	<i>Ship's Name</i>	<i>Arrival Date</i>	<i>Container No.</i>	<i>Consignee Names</i>	<i>Description of Goods</i>
017/05		9/7/04	PCIU 3655784	Tecno Relief Services, P.O. Box 44303, Nairobi	1 x 20' STC 78 boxes aluminum milk cans.
023/05	Nordstar	17/1/04	GATU 4064255	Hope and Bright Future (HFTN) Soweto Rehabilitation Centre No. 2/1 Soweto slums, P.O. Box 56457-00100, Nairobi. Att: Pastor W. Faula, Mobile 0722250386	1087 pieces of dehydrated vegetables and fruit, clothing and orphanage supplies, humanitarian aid, not for resale, no commercial value, no sed required-valued 2,500 or less.
024/05	MV Verona	16/08/04	MAEU 605097-9	John Mukuru c/o Kenya High Commission, United Kingdom	1 x 40' STC 116 packages. personal effects and household goods and 1 motor vehicles.
026/05	Nordstar		27/09/04	Cut Tobacco (K) Limited, Manufacturing and dealers in virginal cigarettes, P.O. Box 76259, off Mombasa Road, Nairobi Kenya	376 packages. filtona mono acetate filter rods.
027/05		3/9/04	CRXU 910536-1	P.C.E.A. Kariobangi South Matarakwa Road, P.O. Box 73746, Nairobi. notify: Rev. Edward Karanja	1 x 40' STC assorted medical equipment.
030/05		27/3/04	MSCU 105565-8	Christian Missionary Society: notify: Denis Tongoi	1 x 20' STC assorted used donated books.
031/05	M.V. Verons	27/10/04	MSKU 8320602	Cut-Tobacco (K) Manufacturing and Dealers, P.O. Box 76259, off Mombasa Road, Nairobi	376 packages. filtona mono acetate filter rods.
032/05	M.V.	27/10/04	TCKU 9528577	Cut-Tobacco (K) Manufacturing and Dealers, P.O. Box 76259, Nairobi	376 packages. filtona mono acetate filter rods.
036/05	Scabro	16/11/05	OCLU 1490565	Cut-Tobacco (K) Manufacturing and Dealers, P.O. Box 76259, off Mombasa Road, Nairobi	1 x 40' STC 430 cartons of Zimbabwe cut rag tobacco
038/05	Verbera	28/12/04	PONU 7983719	Cut-Tobacco (K) Manufacturing and Dealers, P.O. Box 76259, Nairobi	1 x 40' STC 430 cartons of Zimbabwe cut rag tobacco.
040/05		2/7/04	CAXU 406996-6	Air Connections Limited, notify :Air Connections, Complex J.K.I.A. Nairobi, Kenya, 00623, Kenya	1 x 40' STC assorted medicaments and hospital supplies.
041/05	Nordstar	30/10/04	TRIU 9687605	Cut-Tobacco (K) Limited, Manufacturing and Dealers, P O Box 76259, off Mombasa Road, Nairobi	376 packages filtona mono aceted filter rods.
043/05	Range	08/10/03	UXXU 2436590	Vercoming Faith Baptist, Schools Att: Bishop Japeru, Omuccery L. Kakamega	1 x 20' STC 59810 pieces relief goods.
044/05	Cape Byron	06/02/04	TRLU 3535873	Techno Enterprises Limited,	1 x 20' STC 555 packages agricultural tools.
045/05	Wehr Ottensen	28/12/03	TTNU 4126058	Milton K. Noroge MD, ASK Cargo Limited, P.O. Box 14491, Nairobi	1 x 40' STC 56 pieces donated charity goods.
046/05	Maersk Carolina		MSKU 8652628	Deliverance Church, Kasarani, P.O. Box 73492-00200, Nairobi	1 x 40' STC donated goods, books and clothes, 382 packages.
047/05	Sudan	11/5/05	MSCU 4177979	Kenya Christian Homes, P.O. Box 442161	1 X 40' STC 192 unpacked used computers.
048/05	J. Trader	3/6/10	PONU 0928920	Henry Khaembe, Government of Kenya, Nairobi	1 x 20' STC used household effect and diplomatic Toyota Corona car chassis No. AT1900133700.
049/05	Marone	4/5/05	LMCU 03762920	Garreda Limited, P.O. Box 48194, Nairobi	1 x 20' STC 77 packages of furniture and tiles.
050/05	J. Bianco	21/5/05	LMCU 1028706	The Gallmann Memorial, Foundation, P.O. Box 63704, Nairobi	1 x 20' STC 11 packets of humanitarian aids.
052/05	Nordstar	27/4/05	MAEU 8163130	Austellings and Messebautt, GMBH c/o Gamma Villa, P.O. Box 44734, Nairobi	18 packages of hailand and accessories.
053/05		29/4/05	MSKU 85655544		
054/05	Nordstar	15/5/05	GATU 1X40 8697478		
055/05	Mascareignes	30/5/05	TTNU 9136547	The Door Kenya, Humanitarian Aid Napastee, Boys Center, P.O. Box 1105, Kiambu	1 x 40' STC packages various humanitarian aids.
056/05	Nordstar	14/6/05	MSKU.6270164	Austellings and Messabautt GMBH c/o Gammavilla, P.O. Box 44734, Nairobi	17 packages fair hall and accessories.

Lot No.	Ship's Name	Arrival Date	Container No.	Consignee Names	Description of Goods
051/05	Verona	15/5/05	GCCU 4008816	Austellings and Messabauft, GMBH c/o Gammavill, P.O. Box 44734, Nairobi	13 packages of Hailand and accessories.
057/05	Nordstar	6/6/05	GATU 8663992	Austellings and Messabauft, GMBH c/o Gammavilla, P.O. Box 44734, Nairobi	16 packages of fair hall and accessories.
058/05	Nordstar	28/5/05	MSKU 8715032	Austelling and Messabauft, GMBH c/o Gammavilla, P.O. Box 44734, Nairobi	13 packages of fair hall and accessories.
059/05	Hidays	17/1/05	Automobile Warehouse Limited, P.O. Box 130, Nakuru	PCIU 9930667	STC 1 x 40' 4 units used motor vehicle, Mitsubishi chassis E.A. 740400128, Toyota Corolla, chassis No. E 10001807, Nissan Sunny, chassis No. FB 15043827 and Nissan sunny, chassis No. FB 1150052087.

Dated the 6th February, 2006.

WAMBUI NAMU,  
*Acting Commissioner of Customs Services.*

#### GAZETTE NOTICE NO. 881

#### PROBATE AND ADMINISTRATION

LET ALL PERSONS concerned take notice that the Public Trustee of Kenya, P.O. Box 49672, Nairobi, has filed applications for representation of the estates of the persons named in the second column of the schedule hereto, who died on the dates respectively set forth against their names.

And further take notice that objections in the prescribed form to any of the aforesaid applications are invited and must be lodged in this registry within thirty (30) days of the date of the publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of publication of this notice, the court shall proceed to make the respective grants of representation as prayed or to make such other order as it thinks fit.

#### SCHEDULE

Succession Cause No.	Name of the deceased	PT/Cause No.	Address	Date of Death	Intestate
3527/2005	Paul Muiruri Mburu	1758/2004	P.O. Box 52, Ithaga	15-10-2003	Intestate
3528/2005	Symon Okoth Obok	534/2001	P.O. Box 78795, Nairobi	4-2-99	Intestate
3529/2005	Naftali Obukanga Mamba	507/2004	P.O. Box 47382, Nairobi	26-2-99	Intestate
3530/2005	Ebah Atieno Orimba	236/2004	P.O. Box 57550, Nairobi	13-11-99	Intestate
3531/2005	Phoebe Wanjiku Mbugua	1166/2004	P.O. Box 74036, Nairobi	25-7-2002	Intestate
3532/2005	Josphat Kinoti Muturuchiu	74/2004	P.O. Box 13, Limuru	25-12-2000	Intestate
3533/2005	Peter Omondi Oyugi	257/2004	P.O. Box 19096, Nairobi	30-10-98	Intestate
3534/2005	James Kamau Ngatia	611/2000	P.O. Box 50504, Nairobi	29-12-98	Intestate
3535/2005	Samuel Thairu Ndungu	462/2003	P.O. Box 67775, Nairobi	5-11-2000	Intestate
3536/2005	John Tumaiyu Kahiangu	531/2004	P.O. Box 75, Kinale	27-6-2003	Intestate
3537/2005	Florence Wanja Kamau	1622/2004	P.O. Box 204, Ruiru	15-6-2001	Intestate
3538/2005	Simon Sampau Daniel Lekuyan	164/2005	P.O. Box 319, Athi River	12-10-2003	Intestate
3539/2005	Sammy Logiron	24/2004	P.O. Box 82, Maralal	9-2-2001	Intestate
3540/2005	Mohamed Jillo Ailo	209/2004	P.O. Box 3, Niolo	3-5-2001	Intestate
3541/2005	Rosemary Adhiambo Ongonga	167/2004	P.O. Box 1381-00100, G.P.O	18-10-2000	Intestate
3542/2005	Apithy Murima Mungai Joseph	220/2005	P.O. Box 339, Thika	29-10-2003	Intestate
3543/2005	Sahara Hussein Ahmed	264/2004	P.O. Box 203, Wajir	6-1-2003	Intestate
3544/2005	Christine Musitsa Mukabwa	119/2004	P.O. Box 141, Shinyalu	3-9-2002	Intestate
3545/2005	Kellen Muthoni Kanake	107/2004	P.O. Box 44008, Nairobi	25-5-2002	Intestate
3546/2005	Janet Ochenga Okoth	156/2004	P.O. Box 30304, Nairobi	31-8-2002	Intestate
3547/2005	John Kareithi Githuka	510/2001	P.O. Box 375, Gatundu	25-7-94	Intestate
3548/2005	Raphael Anam Nyadianga	731/2003	P.O. Box 19157, Nairobi	28-5-2003	Intestate
3549/2005	James Malika Munyao	296/2005	P.O. Box 71, Sultan Hamud	31-12-2004	Intestate
3550/2005	Pamela Mukoko	238/2005	P.O. Box 66576, Nairobi	27-12-2001	Intestate
3551/2005	Peter Kamindo Njuguna	40/2004	P.O. Box 166, Kigumo	28-12-2002	Intestate
3552/2005	Phyllis Wanjiru Gatumu	472/2002	P.O. Box 30084, Nairobi	13-9-98	Intestate
3553/2005	Nuria Dae Mude	340/2004	P.O. Box 328, Village Market	16-6-2002	Intestate
3554/2005	Gedion Musili Muisyo	82/2005	P.O. Box 3, Viwandani, Nairobi	13-11-2002	Intestate
3555/2005	Sharnim Hazara Ebrahim	334/2004	P.O. Box 15221, Nairobi	27-4-2003	Intestate
3556/2005	Shama Bundicha Roba	378/99	P.O. Box 3, Isiolo	19-6-96	Intestate
3557/2005	Bernard Kimani Gicheru	301/2001	P.O. Box 718, Thika	9-6-98	Intestate
3558/2005	Jane Wairimu Mwangi	372/2003	P.O. Box 217, Kangare	18-1-2001	Intestate

Nairobi,  
30th December, 2005.

SCHOLASTICA NDAMBUKI,  
*Senior Deputy Registrar, Nairobi.*

## GAZETTE NOTICE NO. 882

**IN THE HIGH COURT OF KENYA AT NAIROBI  
PROBATE AND ADMINISTRATION**

TAKE NOTICE that applications having been made in this court in:

**CAUSE NO. 1620 OF 2001**

By Reuben Mararo Mote, of P.O. Box 34, Matathia in Kenya, the deceased's son, through Messrs. Kiania Njau & Co., advocates of Nairobi, for a grant of letters of administration with written will annexed of the estate of Ephantus Mote Wakaria, late of Kiambu District, who died at Bathi, Kiambu, on 19th May, 1999.

**CAUSE NO. 839 OF 2005**

By (1) John Njoroge Gitangu and (2) Caroline Wambui Gitangu, both of P.O. Box 33897, Nairobi in Kenya, the deceased's son and daughter, respectively, through Messrs. Ouna Were & Co., advocates of Nairobi, for a grant of letters of administration intestate to the estate of Margaret Wairimu Njoroge, late of Nairobi, who died at St. Mary's Mission Hospital in Kenya, on 13th December, 2003.

**CAUSE NO. 1493 OF 2005**

By Betty Wanjiku, of P.O. Box 30197, Nairobi, in Kenya, the executor named in the deceased's will, through Vishnu Sharma, advocates of Nairobi, for a grant of probate of the written will of Humphrey Njuguna Magua, late of Kiambu, who died at Kenyatta National Hospital, on 22nd February, 2003.

**CAUSE NO. 2613 OF 2005**

By Tananko ole Kuenia, of P.O. Box 295, Kiserian in Kenya, the deceased's son, through Mesrs. Naikuni Ngaah & Co., advocates of Nairobi, for a grant of letters of administration intestate to the estate of Kumari Kuenia, late of Kiserian, who died there on 26th July, 2001.

**CAUSE NO. 2769 OF 2005**

By (1) Evanson Tibangu Kamau and (2) John Njenga Kamau, both of P.O. Box 23002, Nairobi in Kenya, the executors named in the deceased's will, through G. Kamonde, advocate of Nairobi, for a grant of probate of the written will of Kamau Njoroge, late of Kiambu, who died at Kirangari, on 17th June, 2004.

**CAUSE NO. 3349 OF 2005**

By Kennedy E. A. Ombuna, of P.O. Box 43844, Nairobi in Kenya, the deceased's son, for a grant of letters of administration intestate to the estate of Mary Gesicho Abineri alias Mary Abner, late of Kisii Town, who died at Kenyatta National Hospital in Kenya, on 12th October, 2002.

**CAUSE NO. 3435 OF 2005**

By Edward Mwiso Mutisya, of P.O. Box 341944, Nairobi in Kenya, the deceased's father, through Messrs. A. F. Kisebu & Co., advocates of Nairobi, for a grant of letters of administration intestate to the estate of John Mumo Mwisho, late of Kirinyaga, who died at Tana River, on 31st August, 2002.

**CAUSE NO. 3517 OF 2005**

By (1) Felista Mwikali Mwanthi and (2) Nicholas Musyoki, both of P.O. Box 433-00518, Nairobi in Kenya, the deceased's widow and son, respectively, through Messrs. M. M. Uvyu & Co., advocates of Nairobi, for a grant of letters of administration intestate to the estate of Onesmus Musyoki Mulwa, late of Machakos, who died at Kenyatta National Hospital in Kenya, on 30th August, 2005.

**CAUSE NO. 11 OF 2006**

By Jane Wambui Maina, of P.O. Box 20774, Nairobi in Kenya, the deceased's widow, through Messrs. Wambua Njuguna Kiriba & Co., advocates of Nairobi, for a grant of letters of administration intestate to the estate of Godfrey Maina Macharia, late of Nairobi, who died at St. James Hospital in Kenya, on 11th November, 2003.

**CAUSE NO. 29 OF 2006**

By (1) Silvan William Okwengu and (2) Doreen Alivitsa Changilwa, both of P.O. Box 69970, Nairobi in Kenya, the deceased's father and widow, respectively, for a grant of letters of administration intestate to the estate of Henry Okwiri Mandu, late of Vihiga, who died along Eldoret-Kitale Road, on 3rd November, 2001.

**CAUSE NO. 59 OF 2006**

By (1) Cecilia Beatrice Ayako, of P.O. Box 373, Nyamira in Kenya and (2) Mark Obegi Mamboi, of P.O. Box 67756, Nairobi in Kenya, the deceased's widow and brother, respectively, through Messrs. Masese & Co., advocates of Nairobi, for a grant of letters of administration intestate to the estate of Welslay Charles Oyori Maboi, late of Racecourse, who died at Evans Sunrise Medical Centre, on 3rd November, 2003.

**CAUSE NO. 61 OF 2006**

By (1) David Kidong Mnene, of P.O. Box 21759-00505, Nairobi in Kenya and (2) Eunice Lulu, of P.O. Box 15748-00100, Nairobi in Kenya the executors named in the deceased's will, through Messrs. Ojiambo & Co., advocates of Nairobi, for a grant of probate of the written will of Lydia Mary Mnene, late of Metropolitan Estate, Nairobi, who died at Metropolitan Estate, Nairobi Hospice, on 24th November, 2003.

**CAUSE NO. 63 OF 2006**

By (1) Martine Kuria Charnorel and (2) Marc Blumet, both of P.O. Box 6390-00100, Nairobi in Kenya the deceased's widow and business associates, for a grant of letters of administration intestate to the estate of Ernest Kamara Kuria, late of Nairobi, Westlands, who died at M.P. Shah Hospital in Kenya, on 18th June, 2005.

**CAUSE NO. 77 OF 2006**

By Rosa Wainuru Ndungu, of P.O. Box 30006, Nairobi in Kenya, the deceased's daughter, for a grant of letters of administration intestate to the estate of Muthoni Muchiri, late of Nairobi, who died at Mana-ini Sub-location, on 17th February, 2005.

**CAUSE NO. 80 OF 2006**

By Catherine Wairimu Mugera, of P.O. Box 32538-00200, Nairobi in Kenya, the deceased's widow, through Messrs. Murimi & Co., advocates of Nairobi, for a grant of letters of administration intestate to the estate of Gerald Munene Mugera (Prof.), late of Loresho, Nairobi, who died at Nairobi Hospital in Kenya, on 7th May, 2005.

**CAUSE NO. 81 OF 2006**

By Susannah Wangui Buku, of P.O. Box 25641, Nairobi in Kenya, the executor named in the deceased's will, through Messrs. J. M. Rioba & Co., advocates of Nairobi, for a grant of probate of the written will of Joel Buku Kinuthia, late of Nairobi, who died at M.P. Shah Hospital in Kenya, on 23rd June, 2005.

**CAUSE NO. 85 OF 2006**

By Ann Njoka Kagau, of P.O. Box 71, Embu in Kenya, the deceased's widow, for a grant of letters of administration intestate to the estate of Eustace Kagau Kangerwe, late of Embu, who died at Nairobi Hospital in Kenya, on 22nd December, 2005.

**CAUSE NO. 87 OF 2006**

By (1) Gladys Njoki Kamau and (2) James Kamau Ndungu, both of P.O. Box 42810, Nairobi in Kenya, the deceased's widow and brother, respectively, for a grant of letters of administration intestate to the estate of John Kamau Ndungu, late of Kiambu, who died at Kenyatta National Hospital in Kenya, on 22nd April, 2005.

## CAUSE NO. 88 OF 2006

By (1) Alice Wanjiru Kariuki and (2) Paul Wандери Kariuki, both of P.O. Box 24574, Nairobi in Kenya, the deceased's daughter and son, respectively, for a grant of letters of administration intestate to the estate of Lucy Gathoni Kariuki, late of Kajiado, who died at Mutuini Village, on 14th May, 2003.

## CAUSE NO. 89 OF 2006

By Pratima Jayaprakash Patel, of P.O. Box 43266, Nairobi in Kenya, the execuor named in the deceased's will, through Messrs. Rachier & Amollo, advocates of Nairobi, for a grant of letters of administration intestate to the estate of Jayaprakash Ratilal Patel, late of Nairobi, who died at Tigon Farm, on 29th December, 2004.

## CAUSE NO. 92 OF 2006

By Esther Wayua Ngoi, of P.O. Box 50, Sultan Hamud in Kenya, the deceased's widow, for a grant of letters of administration intestate to the estate of Wilfred Wambua Ngoi, late of Nairobi, who died at Nairobi Hospital in Kenya, on 28th December, 2005.

## CAUSE NO. 96 OF 2006

By (1) Rose Wangechi Mathenge and (2) Rachael Wambui Mathenge, both of P.O. Box 419, Gatundu in Kenya, the deceased's widow and sister, respectively, for a grant of letters of administration intestate to the estate of Joseph Mwaura Mungai, late of Kiambu, who died at Kenyatta National Hospital in Kenya, on 11th July, 2005.

## CAUSE NO. 98 OF 2006

By (1) James Oyare Omondi and (2) Jerry Rawlings Omondi, both of P.O. Box 10053-00100, Nairobi in Kenya, the deceased's sons for a grant of letters of administration intestate to the estate of Monica Atieno Omondi, late of Nairobi, who died at Coptic Hospital in Kenya, on 26th August, 2003.

## CAUSE NO. 101 OF 2006

By (1) Naomi Nyokabi Maina and (2) Serah Nyokabi Wanjiku, both of P.O. Box 81002, Mombasa in Kenya, the deceased's daughter and Niece, respectively, for a grant of letters of administration intestate to the estate of Michael Maina Karuri, late of Nairobi, who died at Kenyatta National Hospital in Kenya, on 9th May, 1995.

## CAUSE NO. 116 OF 2006

By Alice Njeri Chege, of P.O. Box 710, Githunguri in Kenya, the deceased's widow, for a grant of letters of administration intestate to the estate of Isaac Chege Kamau, late of Githunguri, who died at St. Mary's Hospital in Kenya, on 24th October, 2005.

## CAUSE NO. 146 OF 2006

By (1) Wilhem Wandera Wangoma and (2) Caroline Akelo Were, both of P.O. Box 11340, Nairobi in Kenya, the deceased's son son and widow, respectively, for a grant of letters of administration intestate to the estate of William Wanga Wangoma, late of Busia, who died at Kenyatta National Hospital in Kenya, on 30th June, 1997.

The court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered within thirty (30) days from the date of publication of this notice in the *Kenya Gazette*.

Dated the 25th January, 2006.

SCHOLASTICA NDAMBUKI,  
Senior Deputy Registrar, Nairobi.

*Note.—The wills mentioned above have been deposited in and are open to inspection at the court.*

## GAZETTE NOTICE NO. 883

## IN THE HIGH COURT OF KENYA AT NAIROBI

## PROBATE AND ADMINISTRATION

TAKE NOTICE that applications having been made in this court in:

## CAUSE NO. 139 OF 1999

By Eunice Adoyo Orubo, of P.O. Box 325, Homa Bay in Kenya, the deceased's sister, for a grant of letters of administration *de bonis*

*non* intestate to the estate of Dinah Namalwa Nambafu, late of Nairobi, who died at Kahawa Sukari, on 18th July, 1986.

## CAUSE NO. 773 OF 2005

By Ayub Ngugi Kimani, of P.O. Box 628, Limuru in Kenya, the deceased's son, through Messrs. Vishnu Sharma, advocates of Nairobi, for a grant of letters of administration intestate to the estate of Rahab Wambui Kimani, late of Kiambu, who died at Limuru Nursing Home, on 4th March, 1992.

## CAUSE NO. 2222 OF 2005

By Walton Ndeitu Wathuta, of P.O. Box 130690, Nakuru in Kenya, the deceased's son, through Messrs. Anthony Gikaria & Co., advocates of Nairobi, for a grant of letters of administration intestate to the estate of Eunice Gathoni Wathuta, late of Subukia East, who died there on 23rd January, 2005.

## CAUSE NO. 2821 OF 2005

By Anastasia Wangeci Mbau, of P.O. Box 59763, Nairobi in Kenya, the deceased's widow, through Messrs. Riunga & Co., advocates of Nairobi, for a grant of letters of administration intestate to the estate of Paul Mbau, late of Nairobi, who died at Nairobi Hospital in Kenya, on 29th August, 2005.

## CAUSE NO. 2844 OF 2005

By (1) Eunice Wanjiku Ngugi, (2) Marion Mugure Njuki and (3) Armstrong Jonathan Gathoga, all of P.O. Box 74698-00200, Nairobi in Kenya, the deceased's widow, daughter and son, respectively, through Messrs. Wahome & Gichohi & Co., advocates of Nairobi, for a grant of letters of administration intestate to the estate of Onesmus Njuki Gathuga, late of Nairobi, who died at Aga Khan Hospital in Kenya, on 15th January, 2005.

## CAUSE NO. 3046 OF 2005

By (1) Edwin Kimani Mugure and (2) Joseph Kiguru Kimani, both of P.O. Box 2571, Kitale in Kenya, the deceased's son, for a grant of letters of administration intestate to the estate of Anne Mugure Kimani, late of Kiambu District, who died at Kiambu Hospital in Kenya, on 16th December, 2001.

## CAUSE NO. 3141 OF 2005

By (1) George O. Saiyiorri, (2) Timothy M. Saiyori and (3) Ma both of P.O. Box 44, Ngong Hills in Kenya, the deceased's sons, through Messrs. Muriungi & Co., advocates of Nairobi, for a grant of letters of administration intestate to the estate of Godfrey Meyokii Saiyori, late of Ngong, Kajado, who died there on 4th March, 1966.

## CAUSE NO. 3306 OF 2005

By Edward Nganga Kairu, of P.O. Box 43405-00100, Nairobi in Kenya, the deceased's widower, through Messrs. Muthaura Mugambi Ayugi & Njonjo, advocates of Nairobi, for a grant of letters of administration intestate to the estate of Anne Njeri Nganga, late of Nairobi, who died at Sunninghill Hospital in Sandton, Johannesburg, South Africa, on 24th April, 2004.

## CAUSE NO. 3307 OF 2005

By (1) Phyllis Wangechi Nderitu and (2) Levi David Nderitu Gichohi, both of P.O. Box 13867-00100, Nairobi in Kenya, the deceased's widow and son, respectively, through Messrs. Mwaniki Gitau & Co., advocates of Nairobi, for a grant of letters of administration intestate to the estate of Dishon Nderitu Gichohi, late of Nairobi, who died at Nairobi Equator Hospital in Kenya, on 22nd August, 2002.

## CAUSE NO. 3321 OF 2005

By Emily Gathoni Karithi, of P.O. Box 313, Othaya in Kenya, the deceased's widow, through Messrs. Kairu Mbuthia & Partners, Advocates of Nairobi, for a grant of letters of administration intestate to the estate of Simeon Karithi Angelei Karuki, late of Gura, Nyeri, who died there on 20th July, 2005.

## CAUSE NO. 3333 OF 2005

By Elizabeth Awiti Obumba, of P.O. Box 533316, Nairobi in Kenya, the deceased's widow, through Messrs. T. O. K'opere & Co., advocates of Nairobi, for a grant of letters of administration intestate to the estate of Joshua Handy Ochieng Obumba, late of Nairobi, who died at Aga Khan Hospital in Kenya, on 2nd March, 2005.

## CAUSE NO. 3348 OF 2005

By James Ngugi Gichugu, of P.O. Box 243, Village Market in Kenya, the deceased's widower, for a grant of letters of administration intestate to the estate of Grace Nduta Ngugi, late of Kiambu District, who died at Kihara Sub-location, on 8th January, 2005.

## CAUSE NO. 3500 OF 2005

By Claire Jeanne McConnachie Nominee of the Standard Bank Limited and of 1 Millennium Boulevard, Standard House, Umhlanga New Town Centre, Umhlanga Ridge, Republic of South Africa, the executor named in the letters of executorship, through Messrs. Oraro & Co., advocates of Nairobi, for resealing a grant letters of executorship issued by Master of the High Court, Natal Province, Republic of South Africa, on 24th June, 2004, to the estate of Brian Leslie Shipton, late of Durban Republic of South Africa, who died there on 30th May, 2004.

## CAUSE NO. 14 OF 2006

By (1) Rose Aoko Masime and (2) Simon Asuna Kolaoch, both of P.O. Box 66650-00800, Nairobi in Kenya, the deceased's widow and brother-in-law, respectively, through Messrs. B. A. Achieng & Co., advocates of Nairobi, for a grant of letters of administration intestate to the estate of Dennis Masime Akoko, late of Nairobi, who died at Dienya Wet Sub-location, on 20th February, 1999.

## CAUSE NO. 16 OF 2006

By (1) Herbert Joseph Gore and (2) Ruth Nimanje Gore, both of P.O. Box 59147-00200, Nairobi in Kenya, the deceased's widower and daughter, respectively, through Messrs. Karanja Njenga & Co., advocates of Nairobi, for a grant of letters of administration intestate to the estate of Paulinah Njeri Sagui, late of Keiyo, who died at District Hospital, Iten in Kenya, on 28th June, 2005.

## CAUSE NO. 17 OF 2005

By Dominic Ephantus Mugo Njoroge, of P.O. Box 73180, Nairobi in Kenya, the deceased's widower, for a grant of letters of administration intestate to the estate of Joyce Wanjiru Thuo, late of Murang'a, who died at South "B" Nursing Home, on 16th March, 2005.

## CAUSE NO. 18 OF 2006

By John Kariuki Mwaura, of P.O. Box 50906-00200, Nairobi in Kenya, the deceased's son, for a grant of letters of administration intestate to the estate of Mwaura Njuguna, late of Nyandarua, who died at Ol'Kaleu Hospital in Kenya, on 21st June, 1996.

## CAUSE NO. 19 OF 2006

By Francis Makau Nzioka, of P.O. Box 30161, Nairobi in Kenya, the deceased's son, through Messrs. Nzilani Muteti & Co., advocates of Nairobi, for a grant of letters of administration intestate to the estate of Matave Makau Nzioka, late of Kalama, Machakos, who died at Machakos Hospital in Kenya, on 14th October, 2000.

## CAUSE NO. 20 OF 2006

By George Mbugua Kagwe, of P.O. Box 57855, Nairobi in Kenya, the executor named in the deceased's will, through Messrs. Murithi & Co., advocates of Nairobi, for a grant of probate of the will of Margaret Wanjiku, late of Nairobi, who died at Coptic Hospital in Kenya, on 25th February, 2005.

## CAUSE NO. 21 OF 2006

By (1) Julia Awimbo Obara, (2) Paul Agwenge Kodhek Awimbo, (3) Ochieng Evans Awimbo and (4) Raphael Odero Awimbo, all of P.O. Box 51856-00200, Nairobi in Kenya, the deceased's widow and son, respectively, for a grant of letters of administration intestate to the estate of Peter Fredrick Awimbo Omibogo, late of Ndori Village, who died at District Hospital, Kitale in Kenya, on 8th June, 2000.

## CAUSE NO. 27 OF 2006

By (1) Julius Amboga Asava (2) Irene Edesa Asava, both of P.O. Box 55903, Nairobi in Kenya, the deceased's son and daughter, respectively, through Messrs. Murage & Mwangi, advocates of Nairobi, for a grant of letters of administration intestate to the estate of Jacton Asava Akibaya, late of Kiambu, who died at Nairobi Aga Khan Hospital in Kenya, on 7th January, 2005.

## CAUSE NO. 34 OF 2006

By (1) Simon Naisewa Sontai and (2) Grace Samaiyan Katel, both of P.O. Box 226, Ongata Rongai in Kenya, the deceased's widower and daughter, respectively, for a grant of letters of administration intestate to the estate of Wangui Naisewa, late of Kajiado, who died at Lamelepo Sub-location, on 16th August, 2005.

## CAUSE NO. 35 OF 2006

By (1) Martina Nkandoe Mwanyombe and (2) Joseph Nyibo, both of P.O. Box 131, South Kinangop in Kenya, the deceased's widow and brother, respectively, for a grant of letters of administration intestate to the estate of William Warbugu Gichuhi, late of Muruaki, who died N.K.C. Hospital, on 19th December, 2003.

## CAUSE NO. 37 OF 2006

By Wilybard Kitogho Lagho, of P.O. Box 61, Mgango in Kenya, the executor named in the deceased's will, through Messrs. John Mugwimi Chigiti, advocates of Nairobi, respectively, for a grant of probate of the will of James Patrick Lago, late of Nairobi, who died at Mariakani Cottage Hospital in Kenya, on 17th November, 2003.

## CAUSE NO. 39 OF 2005

By (1) Rosemary Nzisa Wambua, (2) Agnes Mwongeli Wambua, (3) Gerald Kilonzo Wambua and (4) Samuel Makola Wambua, all of P.O. Box 1016, Kangundo in Kenya, the deceased's widows and sons, through Messrs. J. M. Mugo & Co., advocates of Nairobi, for a grant of letters of administration intestate to the estate of Raphael Wambua Muthuli, late of Machakos, who died at St. Mary's Hospital in Kenya, on 13th February, 2002.

## CAUSE NO. 41 OF 2006

By (1) Nyaroo Nyamongo Nyaroo and (2) Gladys K. Ratemo, both of P.O. Box 6303, Nairobi in Kenya, the deceased's brother and sister, respectively; through Messrs. Jackson Omwega & Co., advocates of Nairobi, for a grant of letters of administration intestate to the estate of Erick Achoki Nyaroo, late of Nairobi, who died at Kenyatta National Hospital in Kenya, on 12th September, 2002.

## CAUSE NO. 43 OF 2006

By (1) Elizabeth Njoki Mwaura and (2) George Mwaura, both of P.O. Box 20273, K.N.H., Nairobi in Kenya, the deceased's mother and brother, respectively, through Messrs. Muriuki Ngunjiri & Co., advocates of Nairobi, for a grant of letters of administration intestate to the estate of Redempta Wanjiru, late of Thika, who died at Kenyatta National Hospital in Kenya, on 2nd November, 2004.

## CAUSE NO. 44 OF 2006

By (1) Regina Awuor Ogunda and (2) Dan Gkiki Amolo, both of P.O. Box 48, Omboga in Kenya, the deceased's widow and brother, respectively, through Messrs. Moses Ado, advocates of Nairobi, for a grant of letters of administration intestate to the estate of Sheth Ocnieng Amolo, late of Homa Bay, who died at Mathare, on 18th May, 2005.

## CAUSE NO. 45 OF 2006

By (1) Mary Wanjiku Mwangi and (2) Catherine Wangari, both of P.O. Box 207, Kangema in Kenya, the deceased's widow and daughter, respectively, through Messrs. Tobiko & Associates, Nairobi, for a grant of letters of administration intestate to the estate of Daniel Wanyigi Machungi, late of Murang'a, who died at Wanjengi on 14th June, 1995.

## CAUSE NO. 46 OF 2006

By (1) Kenneth Munro Nzioka and (2) Ruth Kamene Nzioka, both of P.O. Box 39306-00625, Nairobi in Kenya, the deceased's father and mother, respectively, through Messrs. Amolo & Gachoka, advocates of Nairobi, for a grant of letters of administration intestate to the estate of Sidney Nzioka Munro, late of Isinga, Machakos, who died at Nairobi Hospital, Casualty, on 11th October, 2004.

## CAUSE NO. 49 OF 2006

By (1) Lucy Njoki Kimani and (2) Peter Kahunyo Kimani, both of P.O. Box 448, Kiambu in Kenya, the deceased's mother and brother, respectively, through Messrs. Kimani Charagu & Co., advocates of Nairobi, for a grant of letters of administration intestate to the estate of Thomas Njuki Kimani, late of Nairobi, who died at Nairobi, Equator Hospital in Kenya, on 23rd February, 2004.

## CAUSE NO. 50 OF 2006

By Samwel Kamau Kimani, of P.O. Box 71254, Nairobi in Kenya, the deceased's widower, through Messrs. Kinuthia Kahindi, advocates of Nairobi, for a grant of letters of administration intestate to the estate of Catherine Nyambura Kamau, late of Nairobi, who died at Aga Khan Hospital in Kenya, on 28th July, 2003.

## CAUSE NO. 69 OF 2006

By (1) Vitalis Wandera Hajingu and (2) Caroline Wandera, both of P.O. Box 46911, Nairobi in Kenya, the deceased's widower and sister-in-law, respectively, for a grant of letters of administration intestate to the estate of Hillarius Wandera Hajingu, late of Busia, who died at Kenyatta National Hospital in Kenya, on 17th November, 2001.

## CAUSE NO. 75 OF 2005

By Elizabeth Njeri Muruithia, of P.O. Box 351, Thika in Kenya, the deceased's widow, for a grant of letters of administration intestate to the estate of Samuel Muruithia Nganga, late of Thika, who died District Hospital, Thika in Kenya, on 29th November, 2005.

The court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered within thirty (30) days from the date of publication of this notice in the *Kenya Gazette*.

Dated the 18th January, 2006.

SCHOLASTICA NDAMBUKI,  
*Senior Deputy Registrar, Nairobi.*

*Note.*—The wills mentioned above have been deposited in and are open to inspection at the court.

## GAZETTE NOTICE NO. 884

IN THE HIGH COURT OF KENYA AT MACHAKOS  
PROBATE AND ADMINISTRATION

TAKE NOTICE that applications having been made in this court in:

## CAUSE NO. 4 OF 2006

By (1) Harrison Kimeu Nzuki and (2) Daniel Kyalo Nzuki, both of P.O. Box 4, Mitaboni in Kenya, the deceased's sons, for a grant of letters of administration intestate to the estate of Jonathan Nzuki Mbui, late of Muthwani Sub-location, who died at Machakos Hospital in Kenya, on 17th March, 2005.

## CAUSE NO. 8 OF 2006

By (1) Bernard Kasia Wambua and (2) Patrick Muasya Wambua, both of P.O. Box 113, Machakos in Kenya, the deceased's sons, for a grant of letters of administration intestate to the estate of Mwikali Wambua Mutie, late of Lower Kiandani Sub-location, who died there, on 5th May, 2004.

## CAUSE NO. 16 OF 2006

By (1) Michael Mwetha Kyuvi and (2) John Kyuvi Matheka, both of P.O. Box 179, Emali in Kenya, the deceased's widower and father-in-law, respectively, for a grant of letters of administration intestate to the estate of Winfred Mumbua Joseph alias Winfred Mumbua Muketha, late of Emali Location, who died at Kenyatta National Hospital in Kenya, on 30th December, 2001.

## CAUSE NO. 22 OF 2006

By (1) Gladys Kwamboka Muindu and (2) Robin Masogo Nyaruri, both of P.O. Box 58, Mbiuni in Kenya, the deceased's widow and brother, respectively, for a grant of letters of administration intestate to the estate of Onesmus Muindu Ndunda, late of Kathama Location, who died at Sub-District Hospital, Matuu in Kenya, on 9th November, 2003.

## CAUSE NO. 24 OF 2006

By Tabitha Mbithe Ndeti, of P.O. Box 40, Athi River in Kenya, the deceased's widow, for a grant of letters of administration intestate to the estate of Joseph Mwania Ndeti, late of Syokimau Sub-location, who died at Mary's Hospital in Kenya, on 8th September, 2005.

## CAUSE NO. 26 OF 2006

By (1) Joshua Kioko Mutulili and (2) Priscilla Nthoki Mutulili, both of P.O. Box 1203, Kangundo in Kenya, the deceased's widow and son, respectively, for a grant of letters of administration intestate to the estate of Philip Mutulili Wambua, late of Kawethi Location, who died at A.I.C. Kijabe Hospital in Kenya, on 6th June, 2000.

The court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered within thirty (30) days from the date of the publication of this notice in the *Kenya Gazette*.

Dated the 1st February, 2006.

S. M. MWENDWA,  
*Deputy Registrar, Machakos.*

## GAZETTE NOTICE NO. 885

IN THE HIGH COURT OF KENYA AT MACHAKOS  
PROBATE AND ADMINISTRATION

TAKE NOTICE that applications having been made in this court in:

## CAUSE NO. 469 OF 2005

By (1) Veronica Ndunge Mutinda and (2) Elizabeth Nzisa Mutinda, both of P.O. Box 92, Masii in Kenya, the deceased's widow and daughter, respectively, for a grant of letters of administration intestate to the estate of Titus Mutinda Manhi, late of Masii Location, who died at Forces Memorial Hospital in Kenya, on 7th March, 1998.

## CAUSE NO. 613 OF 2005

By (1) Mohamed Kimati Saidi and (2) Kendili Maryam Mohamed, both of P.O. Box 63, Kitui in Kenya, the deceased's father and mother, respectively, for a grant of letters of administration intestate to the estate of Halima Mohamed, late of Nzambani Location, who died at Forces Memorial Hospital in Kenya, on 12th June, 1999.

The court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered within thirty (30) days from the date of the publication of this notice in the *Kenya Gazette*.

Dated the 15th November, 2005.

H. A. OMONDI,  
*Deputy Registrar, Machakos.*

## GAZETTE NOTICE NO. 886

IN THE HIGH COURT OF KENYA AT KISUMU  
PROBATE AND ADMINISTRATION

TAKE NOTICE that an application having been made in this court in:

## CAUSE NO. 545 OF 2005

By (1) Sarah Silandusi Kodoosinchoe and (2) Naomy Bonarerinchoe, both of P.O. Box 303, Kilgoris in Kenya, the deceased's widows, for a grant of letters of administration intestate to the estate of Joseph Lokakeny Nchoe, who died at Tanwek, Bomet District, on 28th May, 2005.

The court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered within thirty (30) days from the date of the publication of this notice in the *Kenya Gazette*.

Dated the 12th January, 2006.

W. B. MOKAYAH,  
*Deputy Registrar, Kisumu.*

## GAZETTE NOTICE NO. 887

IN THE HIGH COURT OF KENYA AT MERU  
PROBATE AND ADMINISTRATION

TAKE NOTICE that an application having been made in this court in:

CAUSE NO. 455 OF 2005

By Salome Ngotori M'Ithini, of P.O. Box 1261, Meru in Kenya, the deceased's widow, for a grant of letters of administration intestate to the estate of M'Ithini M'Mukiri, late of Karine Location, who died at Meru Central, on 14th August, 2004.

The court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered within thirty (30) days from the date of the publication of this notice in the *Kenya Gazette*.

Dated the 5th January, 2006.

M. S. G. KHADAMBI,  
*Deputy Registrar, Meru.*

## GAZETTE NOTICE NO. 888

IN THE HIGH COURT OF KENYA AT MERU  
PROBATE AND ADMINISTRATION

TAKE NOTICE that an application having been made in this court in:

CAUSE NO. 31 OF 2006

By Hirbo Bariso Hirbo, of P.O. Box 37, Marsabit in Kenya, the deceased's son, for a grant of letters of administration intestate to the estate of Bariso Hirbo Goto, late of Marsabit District, who died at Wamba Catholic Hospital in Kenya, on 29th August, 2003.

The court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered within thirty (30) days from the date of the publication of this notice in the *Kenya Gazette*.

Dated the 6th January, 2006.

J. OMBURAH,  
*Deputy Registrar, Meru.*

## GAZETTE NOTICE NO. 889

IN THE HIGH COURT OF KENYA AT ELDORET  
PROBATE AND ADMINISTRATION

TAKE NOTICE that applications having been made in this court in:

CAUSE NO. 182 OF 2005

By (1) Florence N. Fodi and (2) Roselyne Nakumicha, both of P.O. Box 165, Soy in Kenya, for a grant of letters of administration intestate to the estate of Isaac Wafula Chinda, late of Kongoni Sub-location, who died on 25th February, 2002.

CAUSE NO. 197 OF 2005

By (1) Christine Jepkorir Cheruiyot and (2) Elizabeth Saisi Atuku, both of P.O. Box 4280, Eldoret in Kenya, for a grant of letters of administration intestate to the estate of John Kipsang Cheruiyot, who died at Longonot Nursing Home in Kenya, on 27th December, 2002.

CAUSE NO. 217 OF 2005

By (1) Tunai Masieka Waswa, (2) Esnas Nanjala Waswa and (3) Margaret Nanjala Waswa, all of P.O. Box 66, Matunda in Kenya, for a grant of letters of administration intestate to the estate of Waswa Saratuki Nambinda, late of Trans Nzoia, who died on 10th April, 2003.

The court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered within thirty (30) days from the date of the publication of this notice in the *Kenya Gazette*.

Dated the 23rd November, 2005.

A. B. MONG'ARE,  
*Deputy Registrar, Eldoret.*

## GAZETTE NOTICE NO. 890

IN THE HIGH COURT OF KENYA AT MOMBASA  
IN THE MATTER OF THE ESTATE OF WALTER  
KOHNERT OF MOMBASA  
PROBATE AND ADMINISTRATION

SUCCESSION CAUSE NO. 5 OF 2005

LET ALL the parties concerned take notice that a petition for a resealing of a grant to the estate of the above-named deceased, who died at Krefeld, on 18th April, 2004, has been filed in this registry by Lars Kohnert, in his capacity as an administrator of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 23rd December, 2005.

R. A. KITHINJI,  
*Deputy Registrar, Mombasa.*

## GAZETTE NOTICE NO. 891

IN THE HIGH COURT OF KENYA AT MOMBASA  
IN THE MATTER OF THE ESTATE OF NICHOLUS  
MBURU WANJOHI OF MOMBASA  
PROBATE AND ADMINISTRATION

SUCCESSION CAUSE NO. 262 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died Presumed, has been filed in this registry by Clement Gitahi Wanjohi, of P.O. Box 960, Mombasa, in his capacity as brother of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 23rd December, 2005.

R. A. KITHINJI,  
*Deputy Registrar, Mombasa.*

## GAZETTE NOTICE NO. 892

IN THE HIGH COURT OF KENYA AT MOMBASA  
IN THE MATTER OF THE ESTATE OF LEONARD  
KENGA NDISO OF MOMBASA  
PROBATE AND ADMINISTRATION

SUCCESSION CAUSE NO. 445 OF 2005

LET ALL the parties concerned take notice that a petition for a letter of administration intestate to the estate of the above-named deceased, who died at Joachim Hospital, on 18th May, 2005, has been filed in this registry by (1) Mildred Kenga and (2) Lydia Kehema Chari, both of P.O. Box 90533, Mombasa, in their respective capacities as widow and daughter of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 23rd December, 2005.

R. A. KITHINJI,  
*Deputy Registrar, Mombasa.*

## GAZETTE NOTICE NO. 893

IN THE HIGH COURT OF KENYA AT MOMBASA  
 IN THE MATTER OF THE ESTATE OF PETERSON  
 JUMA MWANJOHA OF MAGONGO  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 505 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration of a written will to the estate of the above-named deceased, who died at Magongo, on 24th May, 2003, has been filed in this registry by (1) Fatuma Dakay Issa and (2) Onesmus Mwajoha, of P.O. Box 88581, Mombasa, in their respective capacities as widow and brother of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 2nd February, 2006.

H. N. NDUNG'U,  
*Deputy Registrar, Mombasa.*

## GAZETTE NOTICE NO. 894

IN THE HIGH COURT OF KENYA AT MOMBASA  
 IN THE MATTER OF THE ESTATE OF LILY  
 WANJKU NGUGI OF MOMBASA  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 536 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Mombasa Hospital, on 29th July, 1998, has been filed in this registry by (1) Grace Wanjiku Ngugi and (2) Simon Sawe Ngugi, both of P.O. Box 82192, Mombasa, in their respective capacities as mother and son of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 31st January, 2006.

H. N. NDUNG'U,  
*Deputy Registrar, Mombasa.*

## GAZETTE NOTICE NO. 895

IN THE HIGH COURT OF KENYA AT MOMBASA  
 IN THE MATTER OF THE ESTATE OF MOHAMED  
 MOHAMED HATIMY ALIAS MOHAMED  
 MOHAMED MUHIDIN OF MOMBASA  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 12 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration of a written will to the estate of the above-named deceased, who died in London, on 20th October, 2005, has been filed in this registry by (1) Mohamed Mohamed Mohamed Mohamed Hatimy, (2) Noor Mohamed Mohamed Mohamed Hatimy and (3) Aisha Mohamed Mohamed Hatimy, all of P.O. Box 40550, Mombasa, in their respective capacities as executors and an executrix named in the will of the deceased's will.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 31st January, 2006.

H. N. NDUNG'U,  
*Deputy Registrar, Mombasa.*

*Note.—The will mentioned above has been deposited in and is open to inspection at the court.*

## GAZETTE NOTICE NO. 896

IN THE HIGH COURT OF KENYA AT KISUMU  
 IN THE MATTER OF THE ESTATE OF HESBON  
 DENGA MARENJE  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 526 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at West Kolwa Location, Nyalandia "B" Sub-location, Kisumu District, Nyanza Province, on 27th July, 1993, has been filed in this registry by Esta Muga Denga, in her capacity as widow of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 27th October, 2005.

H. I. ONG'UDI,  
*Deputy Registrar, Kisumu.*

## GAZETTE NOTICE NO. 897

IN THE HIGH COURT OF KENYA AT KISUMU  
 IN THE MATTER OF THE ESTATE OF ELIJAH  
 ONDIEK KOYO  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 527 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Border I Awasi, Nyando District, on 28th February, 1979, has been filed in this registry by Erick Okoth Ochoro, in his capacity as grandson of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 27th October, 2005.

H. I. ONG'UDI,  
*Deputy Registrar, Kisumu.*

## GAZETTE NOTICE NO. 898

IN THE HIGH COURT OF KENYA AT KISUMU  
 IN THE MATTER OF THE ESTATE OF ISAKA  
 AMOLO ISAIAH  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 528 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Okok, Nyawita Sub-location, Kajulu East Location, Kisumu District, on 17th November, 2002, has been filed in this registry by Prisca Akeyo Amolo, in her capacity as widow of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

H. I. ONG'UDI,  
*Deputy Registrar, Kisumu.*

## GAZETTE NOTICE NO. 899

IN THE HIGH COURT OF KENYA AT KISUMU  
 IN THE MATTER OF THE ESTATE OF AKEYA  
 OGINGA ALIAS ELPHAS AKEYA OGINGA  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 537 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at District Hospital, Kisumu, on 13th February, 2005, has been filed in this registry by Benta Acheing Okeya, in her capacity as widow of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 31st October, 2005.

H. I. ONG'UDI,  
*Deputy Registrar, Kisumu.*

## GAZETTE NOTICE NO. 900

IN THE HIGH COURT OF KENYA AT KISUMU  
 IN THE MATTER OF THE ESTATE OF AMBROSE  
 ONYANGO LIGARE  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 591 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration of a written will to the estate of the above-named deceased, who died on 16th January, 2005, has been filed in this registry by (1) Lucy Atieno Onyango and (2) Seline Anyango Oduor, in their capacities as widows of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 6th February, 2006.

ABDUL EL-KINDIY,  
*Deputy Registrar, Kisumu.*

## GAZETTE NOTICE NO. 901

IN THE HIGH COURT OF KENYA AT KISUMU  
 IN THE MATTER OF THE ESTATE OF ANNE  
 OLUOCH OLEWE  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 599 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of probate intestate to the estate of the above-named deceased, who died at St. Luke Hospital, on 5th June, 2005, has been filed in this registry by (1) Roselyne Pamela Atieno Olewe and (2) Elizabeth Auma Olewe, in their capacities as administratrices of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 22nd December, 2005.

H. I. ONG'UDI,  
*Deputy Registrar, Kisumu.*

## GAZETTE NOTICE NO. 902

IN THE HIGH COURT OF KENYA AT KISUMU  
 IN THE MATTER OF THE ESTATE OF EVANS  
 OGONE ANGIENDA  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 30 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration to the estate of the above-named deceased, who died at Maseno Hospital, Kisumu District, on 4th February, 2003, has been filed in this registry by Rispa Anyango Ogone, of P.O. Box 31, Paw Akuche, in her capacity as widow deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 23rd January, 2006.

ABDUL-EL-KINDY,  
*Deputy Registrar, Kisumu.*

## GAZETTE NOTICE NO. 903

IN THE HIGH COURT OF KENYA AT NAKURU  
 IN THE MATTER OF THE ESTATE OF GEORGE  
 KIMANI NJANGIRU OF NAKURU  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 458 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Kenyatta National Hospital, on 18th December, 2003, has been filed in this registry by Margaret Njeri Kimani, in her capacity as widow of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 15th September, 2005.

H. M. NYAGAH,  
*Deputy Registrar, Nakuru.*

## GAZETTE NOTICE NO. 904

IN THE HIGH COURT OF KENYA AT NAKURU  
 IN THE MATTER OF THE ESTATE OF JOYCE  
 WANGUI KABUGA OF BAHATI  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 556 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Marura, Naivasha, on 6th February, 1998, has been filed in this registry by (1) Hannah Wachuka Kabuga and (2) Margaret Gathoni Kabuga, in their respective capacities as mother and sister of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 9th November, 2005.

H. M. NYAGAH,  
*Deputy Registrar, Nakuru.*

## GAZETTE NOTICE NO. 905

IN THE HIGH COURT OF KENYA AT NAKURU  
 IN THE MATTER OF THE ESTATE OF JAMES  
 MUNENE WAITEGI  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 575 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Nakuru Maternity and Nursing, on 29th July, 1989, has been filed in this registry by John Karuri Waitegi, of P.O. Box 830, Nakuru, in his capacity as son of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 17th November, 2005.

H. M. NYAGAH,  
*Deputy Registrar, Nakuru.*

## GAZETTE NOTICE NO. 906

IN THE HIGH COURT OF KENYA AT NAKURU  
 IN THE MATTER OF THE ESTATE OF MARTHA  
 NJOKI MUNGAI  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 615 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Provincial General Hospital, Nakuru, on 9th November, 1995, has been filed in this registry by Augustine Gitau Mungai, in his capacity as son of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 17th November, 2005.

H. M. NYAGAH,  
*Deputy Registrar, Nakuru.*

## GAZETTE NOTICE NO. 907

IN THE HIGH COURT OF KENYA AT NAKURU  
 IN THE MATTER OF THE ESTATE OF TIMOTHY  
 KARIUKI KARANJA  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 620 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Koige, on 27th August, 2005, has been filed in this registry by (1) John Karanja Kariuki and (2) Moses Njuka Kariuki, both of P.O. Box 622, Molo, in their capacities as sons of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 30th November, 2005.

E. OMINDE,  
*Deputy Registrar, Nakuru.*

## GAZETTE NOTICE NO. 908

IN THE HIGH COURT OF KENYA AT NAKURU  
 IN THE MATTER OF THE ESTATE OF ATANASIUS  
 KARIUKI KINYUKA  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 625 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Viwanda, on 17th June, 2002, has been filed in this registry by (1) Grace Wakeru Kariuki and (2) Ephantus Murithi Kariuki, both of P.O. Box 1722, Nairobi, in their respective capacities as widow and son of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 30th November, 2005.

E. OMINDE,  
*Deputy Registrar, Nakuru.*

## GAZETTE NOTICE NO. 909

IN THE HIGH COURT OF KENYA AT NAKURU  
 IN THE MATTER OF THE ESTATE OF JACKSON  
 KIBIWOTT KIPLAGAT KABONYONY  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 694 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Valley Hospital, on 20th October, 2005, has been filed in this registry by (1) Leah Chebii and (2) Daniel Kibii Kiplagat, in their respective capacities as widow and brother of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 30th December, 2005.

H. M. NYAGAH,  
*Deputy Registrar, Nakuru.*

## GAZETTE NOTICE NO. 910

IN THE HIGH COURT OF KENYA AT NAKURU  
 IN THE MATTER OF THE ESTATE OF ANNE  
 GACOKI NJUGUNA  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 35 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Provincial General Hospital, Nakuru, on 13th August, 2001, has been filed in this registry by (1) Sammy Gakuo and (2) Carolyne Wambui, in their respective capacities as son and daughter of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 27th January, 2006.

H. M. NYAGAH,  
*Deputy Registrar, Nakuru.*

## GAZETTE NOTICE NO. 911

IN THE HIGH COURT OF KENYA AT NYERI  
 IN THE MATTER OF THE ESTATE OF JOSEPH  
 NGONJI KAMUNDIA  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 429 OF 2004

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Provincial General Hospital, Nyeri, on 15th August, 2003, has been filed in this registry by Franklin Muturi Kihara, of P.O. Box 259, Nanyuki, in his capacity as an administrator of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 7th July, 2005.

R. NYAKUNDI,  
*Deputy Registrar, Nyeri.*

## GAZETTE NOTICE NO. 912

IN THE HIGH COURT OF KENYA AT NYERI  
 IN THE MATTER OF THE ESTATE OF DAVID  
 MWANGI WANJCHI OF KANGAITA, NYERI  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 386 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Autspan Hospital, on 20th April, 2005, has been filed in this registry by (1) Sabina Wanja Mwangi and (2) Nicholas Wanjohi Mwangi, both of P.O. Box 879, Nyeri, in their respective capacities as an administratrix and administrator of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated 22nd August, 2005.

R. NYAKUNDI,  
*Deputy Registrar, Nyeri.*

## GAZETTE NOTICE NO. 913

IN THE HIGH COURT OF KENYA AT NYERI  
 IN THE MATTER OF THE ESTATE OF JOSEPH  
 GATHU NGURE OF KING'ONG'O, NYERI  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 506 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at King'ong'o, Nyeri, on 21st July, 2003, has been filed in this registry by (1) Thomas Gatura Gathu and (2) Stephen Wanyoike Gathu, both of P.O. Box 1007, Nyeri, in their capacities as administrators of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 1st February, 2006.

MAURICE KAIKAI,  
*Deputy Registrar, Nyeri*

## GAZETTE NOTICE NO. 914

IN THE HIGH COURT OF KENYA AT NYERI  
 IN THE MATTER OF THE ESTATE OF SAMSON  
 MURIITHI WANGONDU OF KIANJUE, GATUNDU  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 553 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Provincial General Hospital, Nyeri, on 20th June, 1990, has been filed in this registry by (1) Moses Mathenge Muriithi and (2) Elijah Wambugu Muriithi, both of P.O. Box 173, Othaya, in their capacities as administrators of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 18th November, 2005.

R. N. NYAKUNDI,  
*Deputy Registrar, Nyeri.*

## GAZETTE NOTICE NO. 915

IN THE HIGH COURT OF KENYA AT KAKAMEGA  
 IN THE MATTER OF THE ESTATE OF ISOHE  
 WILLIAM MUTIENYI  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 325 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at St. Pauline Nursing Home, on 17th April, 2003, has been filed in this registry by Benetta Shitsenvezutse, in her capacity as widow of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 12th January, 2006.

E. O. OBAGA,  
*Deputy Registrar, Kakamega.*

## GAZETTE NOTICE NO. 916

IN THE HIGH COURT OF KENYA AT KAKAMEGA  
 IN THE MATTER OF THE ESTATE OF DANIEL  
 OMOKE MUSUNGU  
 PROBATE AND ADMINISTRATION  
 SUCCESSION CAUSE NO. 415 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Vihiga, on 24th July, 2003, has been filed in this registry by Mary Makungu Omoke, in her capacity as widow of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 22nd August, 2005.

E. O. OBAGA,  
*Deputy Registrar, Kakamega.*

## GAZETTE NOTICE NO. 917

IN THE HIGH COURT OF KENYA AT KAKAMEGA  
IN THE MATTER OF THE ESTATE OF MUSITA  
OKWARO  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 563 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Shbinga, in 1960, has been filed in this registry by Jefris Hoka Musita, in her capacity as widow of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 10th November, 2005.

E. O. OBAGA,  
*Deputy Registrar, Kakamega.*

## GAZETTE NOTICE NO. 918

IN THE HIGH COURT OF KENYA AT KAKAMEGA  
IN THE MATTER OF THE ESTATE OF MARTIN  
LIMISI ISINDU  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 26 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Lukusi Village, on 18th June, 2003, has been filed in this registry by Jeremiah Sechero Limisi, in his capacity as son of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 19th January, 2006.

E. O. OBAGA,  
*Deputy Registrar, Kakamega.*

## GAZETTE NOTICE NO. 919

IN THE HIGH COURT OF KENYA AT EMBU  
IN THE MATTER OF THE ESTATE OF JECONIA  
BARANJA KAMUTI OF EMBU  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 945 OF 2002

LET ALL the parties concerned take notice that a petition for a grant of letters of administration of a written will to the estate of the above-named deceased, who died at Embu, on 16th March, 1985, has been filed in this registry by (1) Njagi Jeconia and (2) Joseph Fundi Njagi, both of P.O. Box 1401, Embu, in their capacities as sons of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 10th May, 2005.

L. W. GITARI,  
*Deputy Registrar, Embu.*

## GAZETTE NOTICE NO. 920

IN THE HIGH COURT OF KENYA AT EMBU  
IN THE MATTER OF THE ESTATE OF NGARI  
KARA OF EMBU  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 316 OF 2004

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Embu District, on 3rd May, 1997, has been filed in this registry by Samuel Kivuti Ngari, of P.O. Box 251, Embu, in his capacity as son of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 31st August, 2005.

L. W. GITARI,  
*Deputy Registrar, Embu.*

## GAZETTE NOTICE NO. 921

IN THE HIGH COURT OF KENYA AT KISII  
IN THE MATTER OF THE ESTATE OF STEPHEN  
OMWERI BOSIRE OF KISII DISTRICT  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 11 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at District Hospital, Kisii, on 20th August, 1993, has been filed in this registry by Christine Mokeira Bosire, of Bogiakumu Sub-location, Wanjare Location, P.O. Box 594, Kisii, in her capacity as widow of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 23rd January, 2006.

S. M. S. SOITA,  
*Deputy Registrar, Kisii.*

## GAZETTE NOTICE NO. 922

IN THE HIGH COURT OF KENYA AT KISII  
IN THE MATTER OF THE ESTATE OF NYANDIKO  
ONGERA OF KISII DISTRICT  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 16 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Nyamira Maternity and Nursing Home, on 22nd August, 1995, has been filed in this registry by James Onsomu Onyandiko, of Ikuruma Sub-location, Ngenyi Location, P.O. Box 3809, Kisii, in his capacity as son of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 30th January, 2006.

S. M. S. SOITA,  
*Deputy Registrar, Kisii.*

## GAZETTE NOTICE NO. 923

IN THE HIGH COURT OF KENYA AT KITALE  
IN THE MATTER OF THE ESTATE OF JAMES  
MWANGI IRUNGU  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 29 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Makutano, Kapenguria, on 8th July, 1996, has been filed in this registry by Patrick Irungu Muhia, of P.O. Box 1556, Kitale, in his capacity as an administrator of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 27th January, 2006.

H. M. WANDERE,  
*Deputy Registrar, Kitale.*

## GAZETTE NOTICE NO. 924

IN THE HIGH COURT OF KENYA AT BUNGOMA  
IN THE MATTER OF THE ESTATE OF ISAAC  
WAFULA OPILO  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 11 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Aga Khan Hospital, Nairobi, on 12th November, 2005, has been filed in this registry by Stella Nekesa Barasa, in her capacity as an administratrix of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 27th January, 2006.

G. SOGOMO,  
*Deputy Registrar, Bungoma.*

## GAZETTE NOTICE NO. 925

IN THE HIGH COURT OF KENYA AT MALINDI  
IN THE MATTER OF THE ESTATE OF DE GRIJTER  
FRANCISCUS ANDRIANUS OF MALINDI  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 29 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Star Hospital, Malindi, on 13th January, 1998, has been filed in this registry by Domitila Kinini Makenzi Kisini, in her capacity as widow of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 14th October, 2005.

D. O. OGEMBO,  
*Deputy Registrar, Malindi.*

## GAZETTE NOTICE NO. 926

IN THE HIGH COURT OF KENYA AT MALINDI  
IN THE MATTER OF THE ESTATE OF KIRAGA  
HARE KOMBE  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 31 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Dabaso, Gede, on 16th January, 1995, has been filed in this registry by Harun Kiraga, of P.O. Box 66, Gede, in his capacity as son of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 19th December, 2005.

D. O. OGEMBO,  
*Deputy Registrar, Malindi.*

## GAZETTE NOTICE NO. 927

IN THE HIGH COURT OF KENYA AT KERICHO  
IN THE MATTER OF THE ESTATE OF CHEPKWONY  
ARAP MITEI  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 5 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died on 4th April, 1982, has been filed in this registry by (1) Taita arap Soi and (2) Kiptonui A. Soi, both of P.O. Box 21, Kimulot, in their capacities as administrators of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 11th January, 2006.

J. K. NGENO,  
*Deputy Registrar, Kericho.*

## GAZETTE NOTICE NO. 928

IN THE HIGH COURT OF KENYA AT KERICHO  
IN THE MATTER OF THE ESTATE OF SAMWEL  
NYARUT CHEMNGATAT  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 6 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died on 18th June, 1992, has been filed in this registry by (1) Kipruto arap Kimeto and (2) Joseph Cheruiyot Kimeto, both of Muhando, P.O. Box 21; Kimulot, in their capacities as administrators of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 11th January, 2006.

J. K. NGENO,  
*Deputy Registrar, Kericho.*

## GAZETTE NOTICE NO. 929

IN THE CHIEF MAGISTRATE'S COURT  
AT THIKA

IN THE MATTER OF THE ESTATE OF KINYENYA  
KIBIRU ALIAS KINYENYA KABIRU

PROBATE AND ADMINISTRATION

SUCCESSION CAUSE NO. 484 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Thika, on 1st September, 1997, has been filed in this registry by Kibiru Kinyanya, in his capacity as an administrator of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 27th October, 2005.

L. W. GICHEHA,  
*District Registrar, Thika.*

## GAZETTE NOTICE NO. 930

IN THE CHIEF MAGISTRATE'S COURT  
AT THIKA

IN THE MATTER OF THE ESTATE OF MONICAH WAMBUI  
GICHORE ALIAS GICHORE WAMBUI MONICAH

PROBATE AND ADMINISTRATION

SUCCESSION CAUSE NO. 506 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Thika, on 31st March, 1997, has been filed in this registry by Henry Gichore Mwaura, in his capacity as an administrator of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 25th November, 2005.

S. M. MOKUA,  
*District Registrar, Thika.*

## GAZETTE NOTICE NO. 931

IN THE CHIEF MAGISTRATE'S COURT  
AT THIKA

IN THE MATTER OF THE ESTATE OF (1) MARIA WAIRIMU  
MUHOHO ALIAS WAIRIMU MUHOHO AND (2) TERESIA  
NDUTA MUHOHO ALIAS NDUTA MUHOHO

PROBATE AND ADMINISTRATION

SUCCESSION CAUSE NO. 1 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Thika, on 7th October, 1997 and 27th June, 2002, respectively, has been filed in this registry by George Karuuki, in his capacity as an administrator of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 3rd January, 2005.

L. W. GICHEHA,  
*District Registrar, Thika.*

## GAZETTE NOTICE NO. 932

IN THE CHIEF MAGISTRATE'S COURT  
AT THIKA

IN THE MATTER OF THE ESTATE OF NATHAN MUNGAI  
KINUTHIA ALIAS NAHASHON MUNGAI KINUTHIA

PROBATE AND ADMINISTRATION

SUCCESSION CAUSE NO. 15 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Thika, on 8th August, 2004, has been filed in this registry by (1) Peninah Wacheke Munga and (2) John Njoroge Mungai, in their respective capacities as an administratrix and administrator of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 18th January, 2006.

S. M. MOKUA,  
*District Registrar, Thika.*

## GAZETTE NOTICE NO. 933

IN THE CHIEF MAGISTRATE'S COURT  
AT THIKA

IN THE MATTER OF THE ESTATE OF GEORGE  
WANYOIKE MWANGI

PROBATE AND ADMINISTRATION

SUCCESSION CAUSE NO. 16 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Thika, on 27th August, 2005, has been filed in this registry by Joseph Mwangi Kinyanjui, in his capacity as an administrator of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 18th January, 2006.

S. M. MOKUA,  
*District Registrar, Thika.*

## GAZETTE NOTICE NO. 934

IN THE CHIEF MAGISTRATE'S COURT  
AT THIKA

IN THE MATTER OF THE ESTATE OF WILLY  
MACHARIA KAMAU

PROBATE AND ADMINISTRATION

SUCCESSION CAUSE NO. 18 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Thika, on 10th August, 1995, has been filed in this registry by Zacharia Gichaiya Karanja, in his capacity as an administrator of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 20th January, 2006.

L. WACHIRA,  
*District Registrar, Thika.*

## GAZETTE NOTICE NO. 935

IN THE CHIEF MAGISTRATE'S COURT  
AT THIKA

IN THE MATTER OF THE ESTATE OF ISAAC KARUMA  
MUHIA ALIAS KARUMA MUHIA ALIAS ISAAC K. MUHIA

PROBATE AND ADMINISTRATION

SUCCESSION CAUSE NO. 19 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Thika, on 13th November, 2004, has been filed in this registry by (1) David Maina Karuma and (2) Francis Machira Karuma, in their capacities as administrators of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 16th January, 2006.

S. M. MOKUA,  
*District Registrar, Thika.*

## GAZETTE NOTICE NO. 936

IN THE CHIEF MAGISTRATE'S COURT  
AT THIKA

IN THE MATTER OF THE ESTATE OF FLAVIAN  
NJOROGE GUTHUA

PROBATE AND ADMINISTRATION

SUCCESSION CAUSE NO. 26 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Thika District, on 20th August, 2005, has been filed in this registry by Clare Wanjiku Njoroge, in her capacity as an administratrix of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 24th January, 2006.

S. M. MOKUA,  
*District Registrar, Thika.*

## GAZETTE NOTICE NO. 937

IN THE CHIEF MAGISTRATE'S COURT  
AT THIKA

IN THE MATTER OF THE ESTATE OF KARIUKI  
GITHII

PROBATE AND ADMINISTRATION

SUCCESSION CAUSE NO. 27 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Thika, on 14th December, 2003, has been filed in this registry by (1) Wangui Kariuki and (2) Zipporah Wanjiku Kiarie, in their capacities as administratrices of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 19th January, 2006.

S. M. MOKUA,  
*District Registrar, Thika.*

## GAZETTE NOTICE NO. 938

IN THE SENIOR PRINCIPAL MAGISTRATE'S COURT  
AT MURANG'A

IN THE MATTER OF THE ESTATE OF JAMES  
GICHIRI KAMAU ALIAS JAMES GICHIRI

PROBATE AND ADMINISTRATION

SUCCESSION CAUSE NO. 176 "B" OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Bahati, Nairobi, on 23rd May, 1997, has been filed in this registry by (1) Wanjiru Gichiri and (2) Peter Kamau Bedan, both of Githiga, in their respective capacities as an administratrix and administrator of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 14th December, 2005.

T. W. MURIGI,  
*District Registrar, Murang'a.*

## GAZETTE NOTICE NO. 939

IN THE SENIOR PRINCIPAL MAGISTRATE'S COURT  
AT MURANG'A

IN THE MATTER OF THE ESTATE OF PATRICK  
KAMANDE MWANGI

PROBATE AND ADMINISTRATION

SUCCESSION CAUSE NO. 221 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at District Hospital, Maragua, on 13th August, 2005, has been filed in this registry by (1) Peter Kamau Mwangi and (2) Joyce Wanjiku Kamande, both of P.O. Box 226, Murang'a, in their respective capacities as an administrator and administratrix of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 16th January, 2006.

T. W. MURIGI,  
*District Registrar, Murang'a.*

## GAZETTE NOTICE NO. 940

IN THE SENIOR PRINCIPAL MAGISTRATE'S COURT  
AT KIAMBУ

IN THE MATTER OF THE ESTATE OF JOSEPH  
NJOROGE KABATA ALIAS NJOROGE KABATA  
ALIAS NJORGE KABAATA OF KIAMBУ TOWN  
VILLAGE, RIABAI LOCATION, KIAMBУ DISTRICT

PROBATE AND ADMINISTRATION

SUCCESSION CAUSE NO. 12 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Kiambу Town, on 14th July, 1991, has been filed in this registry by Francis Mbugua Kamau, of P.O. Box 411, Kiambу, in his capacity as uncle of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 17th March, 2005.

G. M. NJUGUNA,  
*District Registrar, Kiambу.*

## GAZETTE NOTICE NO. 941

IN THE SENIOR PRINCIPAL MAGISTRATE'S COURT  
AT KIAMBУ

IN THE MATTER OF THE ESTATE OF KINYANJUI  
NGANGA OF LIOKI VILLAGE, IKINU LOCATION,  
KIAMBУ DISTRICT

PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 4 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Lioki Sub-location, on 12th September, 2002, has been filed in this registry by (1) Karuki Kibe Nganga, (2) Susan Wanjiku Kibe and (3) Gathoni Kibe, all of P.O. Box 85, Kiambу, in their respective capacities as son and daughters of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 24th January, 2006.

C. KABUCHO,  
*District Registrar, Kiambу.*

## GAZETTE NOTICE NO. 942

IN THE SENIOR PRINCIPAL MAGISTRATE'S COURT  
AT KIAMBУ

IN THE MATTER OF THE ESTATE OF MWANGI JOSHUA  
MBARIA OF KIKUYU VILLAGE, KIKIYU  
LOCATION, KIAMBУ DISTRICT

PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 9 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Kikuyu Township, on 9th February, 2005, has been filed in this registry by (1) Beth Nyambura Ngugi and (2) Jacinta Mumbi Gitonga, both of P.O. Box 1655, Kiambу, in their respective capacities as widow and sister-in-law of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 17th January, 2006.

D. MULEKYO,  
*District Registrar, Kiambу.*

## GAZETTE NOTICE NO. 943

IN THE SENIOR PRINCIPAL MAGISTRATE'S COURT  
AT KIAMBУ

IN THE MATTER OF THE ESTATE OF WARUINGI  
GICHUHI OF NDENDERU VILLAGE, RUAKA  
LOCATION, KIAMBУ DISTRICT

PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 11 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Ndenderu, on 29th July, 2005, has been filed in this registry by (1) Lucia Mwihaki Waruungi and (2) Paul Chege Waruungi, both of P.O. Box 11993, Nairobi, in their respective capacities as widow and son of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 25th January, 2006.

D. MULEKYO,  
*District Registrar, Kiambу.*

## GAZETTE NOTICE NO. 944

IN THE SENIOR PRINCIPAL MAGISTRATE'S COURT  
AT KIAMBУ

IN THE MATTER OF THE ESTATE OF WATHAKA WAIGANGO  
ALIAS WATHAKA WAIGONGO OF GATAMAIYU VILLAGE,  
NYANDUMA LOCATION, KIAMBУ DISTRICT

PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 13 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Gachoire Sub-location, on 10th May, 1960, has been filed in this registry by (1) Joseph Kairu Waithaka and (2) Francis Kimingi Waithaka, both of P.O. Box 35, Matathia, in their capacities as sons of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 26th January, 2006.

G. M. NJUGUNA,  
*District Registrar, Kiambу.*

## GAZETTE NOTICE NO. 945

IN THE SENIOR PRINCIPAL MAGISTRATE'S COURT  
AT KIAMBУ

IN THE MATTER OF THE ESTATE OF KANGOITU  
GICHUHA ALIAS JUDAH KANGOITU GICHUHA OF  
NDURIRI VILLAGE, NYANDUMA LOCATION,  
KIAMBУ DISTRICT

PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 14 "B" OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Nduriri Village, on 7th April, 1985, has been filed in this registry by Joseph Gichuha Kangoitu, of P.O. Box 35, Matathia, in his capacity as son of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 26th January, 2006.

D. MULEKYO,  
*District Registrar, Kiambу.*

## GAZETTE NOTICE NO. 946

IN THE SENIOR PRINCIPAL MAGISTRATE'S COURT  
AT KIAMBУ

IN THE MATTER OF THE ESTATE OF PAUL WANYOIKE  
GICHIRI ALIAS WANYOIKE NYANDUMA OF KIBICHOI  
VILLAGE, KIRATINA LOCATION, KIAMBУ DISTRICT

PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 15 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Gatundu Hospital, on 22nd September, 1996, has been filed in this registry by (1) Raphael Muiruri Njenga and (2) Gladys Wambui Gichiri, both of P.O. Box 349, Ruiru, in their respective capacities as son and daughter-in-law of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 26th January, 2006.

G. M. NJUGUNA,  
*District Registrar, Kiambу.*

## GAZETTE NOTICE NO. 947

IN THE SENIOR PRINCIPAL MAGISTRATE'S COURT  
AT KIAMBUIN THE MATTER OF THE ESTATE OF JOHN  
GITHERE MWAURA OF MATATHIA VILLAGE,  
KIJABE LOCATION, KIAMBU DISTRICTPROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 17 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Kijabe Hospital, on 25th October, 2005, has been filed in this registry by Bernice Njeri Githere, of P.O. Box 14, Kijabe, in her capacity as widow of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 2nd February, 2006.

D. MULEKYO,  
*District Registrar, Kiambu.*

## GAZETTE NOTICE NO. 948

IN THE PRINCIPAL MAGISTRATE'S COURT  
AT KERUGOYAIN THE MATTER OF THE ESTATE OF EPHANTUS  
MURIUKI KAMAUPROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 232 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Avenue Hospital, on 14th February, 2003, has been filed in this registry by Nancy Wangui Muriuki, of P.O. Box 235, Karatina, in her capacity as administratrix of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 31st January, 2006.

J. N. ONYIEGO,  
*District Registrar, Kerugoya.*

## GAZETTE NOTICE NO. 949

IN THE PRINCIPAL MAGISTRATE'S COURT  
AT KERUGOYAIN THE MATTER OF THE ESTATE OF WANJOKA  
NJAGI ALIAS STELLA WANJOKA NJAGIPROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 13 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Guama, on 27th April, 2005, has been filed in this registry by Njiru K. Njagi, of P.O. Box 22, Kianyaga, in his capacity as administrator of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 31st January, 2006.

J. N. ONYIEGO,  
*District Registrar, Kerugoya.*

## GAZETTE NOTICE NO. 950

IN THE PRINCIPAL MAGISTRATE'S COURT  
AT NYAHURURUIN THE MATTER OF THE ESTATE OF MBURU KARANJA  
GITHIRA OF LESHAU LOCATION, NYANDARUA DISTRICT  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 10 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Nyahururu District Hospital, Nyandarua, on 10th September, 1991, has been filed in this registry by Rachel Mumbi Mburu, of P.O. Box 909, Nyahururu, in her capacity as an administratrix of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 25th January, 2006.

S. M. MUNGAI,  
*District Registrar, Nyahururu.*

## GAZETTE NOTICE NO. 951

IN THE PRINCIPAL MAGISTRATE'S COURT  
AT MIGORIIN THE MATTER OF THE ESTATE OF JOHN  
-OCHIENG' ARWAHPROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 196 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at East Kanyuor Sub-location, has been filed in this registry by Masel Orony Nyogola, of P.O. Box 62, Macalder, in her capacity as an administratrix of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 13th May, 2005.

E. O. AWINO,  
*District Registrar, Migori.*

## GAZETTE NOTICE NO. 952

IN THE PRINCIPAL MAGISTRATE'S COURT  
AT MIGORIIN THE MATTER OF THE ESTATE OF (1) MARGARET  
ROSE ANYANGO ALIWA AND (2) MICHAEL  
ONYANGO OKECH BOTH OF  
MIGORI DISTRICTPROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 7 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Muhoroni, on 21st October, 2004, has been filed in this registry by Habakkuk Wafula Okech, in his capacity as son of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 20th January, 2006.

E. O. AWINO,  
*District Registrar, Migori.*

## GAZETTE NOTICE NO. 953

IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT KAPSABET  
PROBATE AND ADMINISTRATION

TAKE NOTICE that an application having been made in this court in:

CAUSE NO. 2 OF 2006

By Florence Akiinyi Onyango, of P.O. Box 106, Eldoret in Kenya, the deceased's sister, through Messrs. Ngala & Co., advocates, for a grant of letters of administration intestate to the estate of Michael Otieno Onyango, who died at Kitibgori, on 5th June, 2005.

The court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered within thirty (30) days from the date of the publication of this notice in the *Kenya Gazette*.

Dated the 25th January, 2006.

J. M. NJOROGE,  
*District Registrar, Kapsabet.*

## GAZETTE NOTICE NO. 954

IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT VIHIGA  
IN THE MATTER OF THE ESTATE OF CHARLES  
ANYAMBA INGAIZA ALIAS CHARLES ANYAMBA  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 3 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Viyalo Sub-location, on 15th March, 1989, has been filed in this registry by Zebora Musuluve Anyamba, in her capacity as widow of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 9th January, 2006.

C. N. NDEGWA,  
*District Registrar, Vihiga.*

## GAZETTE NOTICE NO. 955

IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT VIHIGA  
IN THE MATTER OF THE ESTATE OF FESTO  
MUGUNIA EMBAYA ALIAS  
OMUGUNIA EMBAYA  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 5 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Madzua Sub-location, on 30th July, 1980, has been filed in this registry by Tomas Kigadi Mugunia, in his capacity as son of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 17th January, 2006.

P. W. MACHARIA,  
*District Registrar, Vihiga.*

## GAZETTE NOTICE NO. 956

IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT VIHIGA  
IN THE MATTER OF THE ESTATE OF SERINA  
VIJEDI KIDAHANA ALIAS SELINA KICHETI  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 6 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Madzua, on 9th October, 1991, has been filed in this registry by Jotham Kavinguha Kidahana, in his capacity as son of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 17th January, 2006.

P. W. MACHARIA,  
*District Registrar, Vihiga.*

## GAZETTE NOTICE NO. 957

IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT LIMURU  
IN THE MATTER OF THE ESTATE OF JANE  
WANJIKU OF LIMURU, KIAMBU DISTRICT  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 6 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Provincial General Hospital, Nakuru, has been filed in this registry by Zipporah Wangui Mwaura, of P.O. Box 553, Githunguri, in her capacity as daughter of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 27th January, 2006.

M. W. MWAI,  
*District Registrar, Limuru.*

## GAZETTE NOTICE NO. 958

IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT MASENO  
IN THE MATTER OF THE ESTATE OF ASTON  
OKWATSA ASWANI ALIAS ASTON OKWATSA  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 1 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died on 5th October, 1984, has been filed in this registry by Rasoa Ayuma Aswani, in her capacity as daughter-in-law of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 16th January, 2006.

A. C. ONGINJO,  
*District Registrar, Maseno.*

## GAZETTE NOTICE NO. 959

IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT KIGUMO  
IN THE MATTER OF THE ESTATE OF MARY  
WAITHIRA KIMUHU  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 2 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Iriguini Sub-location, on 7th August, 1998, has been filed in this registry by John Njuguna Kimemia, of P.O. Box 59, Kigumo, in his capacity as an administrator of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 10th January, 2006.

L. NYAMBURA,  
*District Registrar, Kigumo.*

## GAZETTE NOTICE NO. 960

IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT KIGUMO  
IN THE MATTER OF THE ESTATE OF ESTHER  
WAIRIMU WATUNU  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 3 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Kenyatta National Hospital, on 11th September, 2000, has been filed in this registry by Peter Njiri Watunu, of P.O. Box 68, Maragua, in his capacity as an administrator of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 11th January, 2006.

L. NYAMBURA,  
*District Registrar, Kigumo.*

## GAZETTE NOTICE NO. 961

IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT SIAKAGO  
IN THE MATTER OF THE ESTATE OF NYAGA KUONA  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 20 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Riandu Sub-location, on 6th April, 2001, has been filed in this registry by Cecily Weveti Nyaga, of P.O. Box 236, Siakago, in her capacity as widow of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 26th October, 2005.

S. A. OKATO,  
*District Registrar, Siakago.*

## GAZETTE NOTICE NO. 962

IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT SIAKAGO  
IN THE MATTER OF THE ESTATE OF JOHN  
MWANIKI NJOROGE  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 23 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Embu Hospital, on 23rd October, 1999, has been filed in this registry by (1) Agnes Mururi Mwaniki and (2) Jane Thaara John Mwaniki, in their capacities as widows of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 26th January, 2005.

F. M. OMERTA,  
*District Registrar, Siakago.*

## GAZETTE NOTICE NO. 963

IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT SIAKAGO  
IN THE MATTER OF THE ESTATE OF NJUNANE  
NIJRU  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 30 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Riandu, on 25th December, 2005, has been filed in this registry by Esther Marigu Njunane, of P.O. Box 57, Siakago, in her capacity as widow of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 20th December, 2005.

F. M. OMERTA,  
*District Registrar, Siakago.*

## GAZETTE NOTICE NO. 964

IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT KILIFI  
IN THE MATTER OF THE ESTATE OF DOUGLAS  
MWANZA KIEMA  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 18 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration with the will annexed to the estate of the above-named deceased, who died at Kathiani Hospital, on 18th September, 2002, has been filed in this registry by (1) Agnes Yula Kiema and (2) Shadrack Kiema Mwanza, both of P.O. Box 57185, Mombasa, in their respective capacities as an executrix and executor named in the deceased's will.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 13th April, 2005.

C. O. OBULUTSA,  
*District Registrar, Kilifi.*

*Note.—The will mentioned above has been deposited in and is open to inspection at the court.*

## GAZETTE NOTICE NO. 965

IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT KILIFI

IN THE MATTER OF THE ESTATE OF ISHMAEL TOI  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 34 OF 2005

LET ALL the parties concerned take notice that a petition for a grant of letters of administration with the will annexed to the estate of the above-named deceased, who died at Gerinya, Kilifi, on 26th September, 1992, has been filed in this registry by Lawrence Ismael Toi, Ngrenya, Kilifi, in his capacity as an executor named in the deceased's will.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 18th November, 2005.

C. O. OBULUTSA,  
*District Registrar, Kilifi.*

*Note.—The will mentioned above has been deposited in and is open to inspection at the court.*

## GAZETTE NOTICE NO. 966

IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT KILIFI

IN THE MATTER OF THE ESTATE OF ISAAC  
KARANJA MAINGI  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 5 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration with the will annexed to the estate of the above-named deceased, who died at Coast General Hospital, Mombasa, on 30th November, 2005, has been filed in this registry by Eunice Wanjiku Muhuga, of P.O. Box 145, Kiganjo, Nyeri, in her capacity as an executrix named in the deceased's will.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 31st January, 2006.

C. O. OBULUTSA,  
*District Registrar, Kilifi.*

*Note.—The will mentioned above has been deposited in and is open to inspection at the court.*

## GAZETTE NOTICE NO. 967

IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT WEBUYE  
PROBATE AND ADMINISTRATION

TAKE NOTICE that an application having been made in this court in:

CAUSE NO. 46 OF 2004

By (1) Dowson Nyongesa Simiyu and (2) Ibrahim Simiyu Kirimojo, both of P.O. Box 37, Webuye in Kenya, the deceased's brother and father respectively, for a grant of letters of administration intestate to the estate of Pius Wekesa Simiyu, late of Luhya, who died on 2nd August, 2003.

The court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered within thirty (30) days from the date of the publication of this notice in the *Kenya Gazette*.

Dated the 13th October, 2004.

L. N. MUTENDE,  
*District Registrar, Webuye.*

## GAZETTE NOTICE NO. 968

IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT KANGEMA

IN THE MATTER OF THE ESTATE OF BETH  
MUTHONI KARUGU  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 5 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Kangema Division, on 14th April, 1997, has been filed in this registry by Arthur Macharia Karugu, of P.O. Box 35, Kangema, in his capacity as an administrator of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 6th February, 2006.

G. P. NGARE,  
*District Registrar, Kangema.*

## GAZETTE NOTICE NO. 969

IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT ITEN  
PROBATE AND ADMINISTRATION

TAKE NOTICE that applications having been made in this court in:

CAUSE NO. 44 OF 2005

By Miriam Kibuya Lwanda, of P.O. Box 183, Lessos in Kenya, the deceased's mother, through Messrs. Chemitei & Co., advocates, for a grant of letters of administration intestate to the estate of Paul Kibandja, late of Lessos, who died at Moi Teaching Referral Hospital.

CAUSE NO. 45 OF 2005

By Susana Kiptanui, of P.O. Box 5, Chepkorio in Kenya, the deceased's daughter-in-law, through Messrs. Chemitei & Co., advocates, for a grant of letters of administration intestate to the estate of Kiptanui Barsosio alias Chesaina Tuikeny, late of Chepkongony who died there.

CAUSE NO. 46 OF 2005

By Miriam Kibuya Lwanda, of P.O. Box 183, Lessos in Kenya, the deceased's widow, through Messrs. Chemitei & Co., advocates, for a grant of letters of administration intestate to the estate of Augustin Kibandja Mabutwa, late of Lessos, who died at Moi teaching Referral Hospital.

The court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered within thirty (30) days from the date of the publication of this notice in the *Kenya Gazette*.

Dated the 5th December, 2005.

I. M. TOYO,  
*District Registrar, Iten.*

## GAZETTE NOTICE NO. 970

IN THE RESIDENT MAGISTRATE'S COURT  
AT ITEN  
  
IN THE MATTER OF THE ESTATE OF EDWIN  
KIPKOSGEI MOITUK OF MARCHOR LOCATION  
  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 4 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Marchor Location, on 17th June, 2004, has been filed in this registry by Grace Jerotich Kigen, in her capacity as widow of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 27th January, 2006.

I. M. TOYO,  
*District Registrar, Iten.*

## GAZETTE NOTICE NO. 971

IN THE RESIDENT MAGISTRATE'S COURT  
AT ITEN  
  
IN THE MATTER OF THE ESTATE OF JOHN  
KIPTUM KIMITEI OF MUTEI LOCATION  
  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 5 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Mutei Location, Keiyo District, on 26th March, 2005, has been filed in this registry by Magdalina Jepkorir Kemei, of P.O. Box 973, Eldoret, in her capacity as an administratrix of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 1st February, 2006.

I. M. TOYO,  
*District Registrar, Iten.*

## GAZETTE NOTICE NO. 972

IN THE RESIDENT MAGISTRATE'S COURT  
AT WEBUYE  
  
IN THE MATTER OF THE ESTATE OF SARA  
NEGESA PAULO  
  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 3 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Kaburengu, on 8th August, 2005, has been filed in this registry by Albert Mulekwa, of P.O. Box 1129, Webuye, in his capacity as an administrator of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 23rd January, 2006.

P. M. MULWA,  
*District Registrar, Webuye.*

## GAZETTE NOTICE NO. 973

IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT MOLO  
  
IN THE MATTER OF THE ESTATE OF ERASTUS  
MARA GATOME  
  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 29 OF 1999

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at District Hospital, Molo, on 2nd September, 1996, has been filed in this registry by Reuben Mburu Mara, of P.O. Box 219, Molo, in his capacity as son of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 30th January, 2006.

R. K. KIRUI,  
*District Registrar, Molo.*

## GAZETTE NOTICE NO. 974

IN THE SENIOR RESIDENT MAGISTRATE'S COURT  
AT MOLO  
  
IN THE MATTER OF THE ESTATE OF DAVID  
KIRAGURI NDERITU  
  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 1 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Olbumbu, on 15th September, 2005, has been filed in this registry by Serah Muthoni Kiragu, of P.O. Box 576, Molo, in her capacity as widow of the deceased.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 25th January, 2006.

R. K. KIRUI,  
*District Registrar, Molo.*

## GAZETTE NOTICE NO. 975

IN THE RESIDENT MAGISTRATE'S COURT  
AT BOMET  
  
IN THE MATTER OF THE ESTATE OF JOSHUA  
KIPKORIR SITONIK  
  
PROBATE AND ADMINISTRATION  
SUCCESSION CAUSE NO. 4 OF 2006

LET ALL the parties concerned take notice that a petition for a grant of letters of administration intestate to the estate of the above-named deceased, who died at Tenwek Hospital, on 25th December, 2003, has been filed in this registry by (1) Joseph Kipkurui Korir, (2) Leonard K. Korir and (3) Mike K. Korir and (4) Stanley K. Kenduiwo, in their capacities as administrators of the deceased's estate.

And further take notice that objections in the prescribed form to the making of the proposed grant are invited and must be lodged in this registry within thirty (30) days of publication of this notice.

And further take notice that if no objection has been lodged in this registry in the prescribed form within thirty (30) days of the date of publication of this notice, the court may proceed to make the grant as prayed or to make such order as it thinks fit.

Dated the 25th January, 2006.

D. W. NYAMBU,  
*District Registrar, Bomet.*

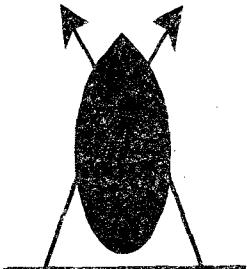
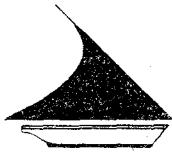
GAZETTE NOTICE NO. 976

**THE NATIONAL ASSEMBLY AND PRESIDENTIAL ELECTIONS ACT**  
**(Cap. 7)**

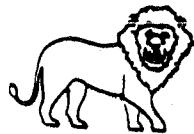
**PARTIES' SYMBOLS**

IN EXERCISE of the powers conferred by regulation (5) of the Presidential and Parliamentary Elections Regulations, the Electoral Commission gives notice that it has allocated to each political party whose name appears in the first column of the schedule the symbol name specified in the second column and the distinctive symbol appearing in the third column of the schedule.

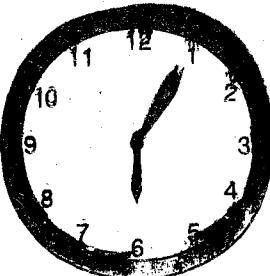
**SCHEDULE**

<i>Name of Political Party</i>	<i>Symbol Name</i>	<i>Distinctive Symbol</i>
Party of Independent Candidates of Kenya	Child	
Unima Patriotic Party of Kenya	Flag	
Green African Party	Maize cob	
United Patriotic Party of Kenya	Shield	
Safina Party	Dhow	
Forum for the Restoration of Democracy for the People	Pen	
Kenya African National Union	Cockerel	

## SCHEDULE--(Contd.)

<i>Name of Political Party</i>	<i>Symbol Name</i>	<i>Distinctive Symbol</i>
Democratic Party of Kenya	Lantern	
Kenya Social Congress	Dove	
Kenya National Democratic Alliance	Bee	
Kenya National Congress	Key	
Democratic Assistance Party	Hoe	
Federal Party of Kenya	Giraffe	
Forum for the Restoration of Democracy (Ford Asili)	Two Fingers Raised	
Forum for the Restoration of Democracy (Ford Kenya)	Lion	

## SCHEDULE—(Contd.)

Name of Political Party	Symbol Name	Distinctive Symbol
Social Democratic Party of Kenya	Face of Clock	
Peoples Party of Kenya	Trumpet	
Shirikisho Party of Kenya	Fish	
Kenya Republican Reformation Party	Rising Sun	
Labour Party of Kenya	Star	
The Peoples Solidarity Union of Kenya	Flywhisk	

## SCHEDULE—(Contd.)

*Name of Political Party**Symbol Name**Distinctive Symbol*

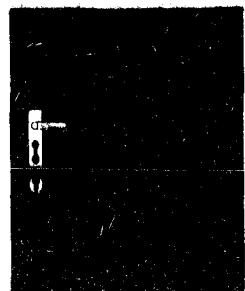
National Alliance Party

Leopard



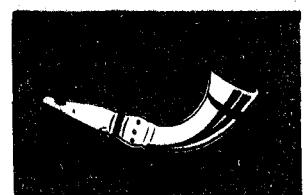
National Conservative Party of Kenya

Closed Door



United Democrats of Peace and Integrity in Kenya

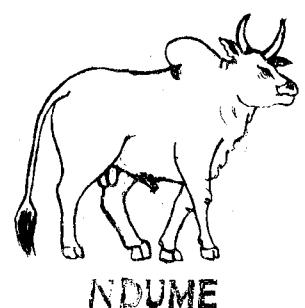
African Horn



United Democrats of Peace And Integrity Standard

National Labour Party

Bull



Chama Cha Umoja Party

Pot



## SCHEDULE—(Contd.)

*Name of Political Party**Symbol Name**Distinctive Symbol*

Liberal Democratic Party

Open Umbrella



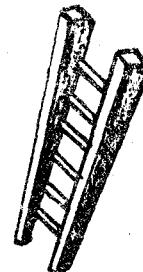
Social Party for Advancement and Reforms-Kenya

Elephant



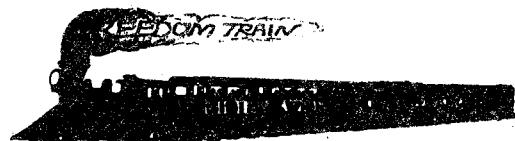
Chama Cha Majimbo na Mwangaza

Ladder



Sisi Kwa Sisi Party of Kenya

Train



Mass Party of Kenya

Handshake

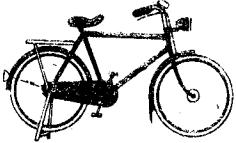


United Agri Party

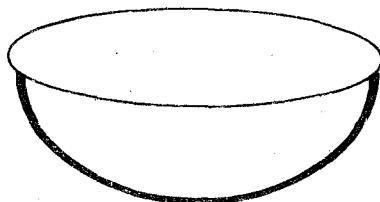
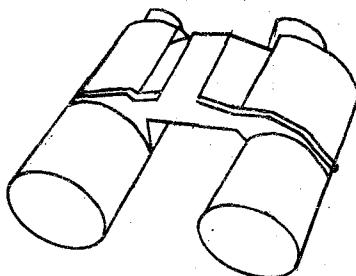
Dollar



## SCHEDULE—(Contd.)

<i>Name of Political Party</i>	<i>Symbol Name</i>	<i>Distinctive Symbol</i>
Republican Party of Kenya	Buffalo	
Kenya African Democratic Development Union	Fruit Basket	
National Rainbow Coalition	Traditional African Torch	
National Progressive Party	Bicycle	
Kenya Citizens Congress	Ostrich	
Kenya People's Party	Running Water	

## SCHEDULE—(Contd.)

Name of Political Party	Symbol Name	Distinctive Symbol
Kenya Patriotic Trust Party	Plate	
Social Peoples Party and Congress	Binoculars	
United Peoples Party	Aeroplane	
Reform Party of Kenya	Football	
New Peoples Democratic Party	Two people	
Kenya Nationalist Peoples Democratic Party	Torch	

Dated the 6th February, 2006.

S. M. KIVUITU,  
*Chairman,*  
*Electoral Commission of Kenya.*

## GAZETTE NOTICE NO. 977

## THE NATIONAL ASSEMBLY AND PRESIDENTIAL ELECTIONS ACT

(Cap. 7)

## APPOINTMENT OF ASSISTANT REGISTRATION OFFICER

*Corrigendum*

IN Gazette Notice No. 810 of 2006, amend as follows:

On page 291 replace "Lessa Muindi" as Assistant Registration Officer for Makutano/Motosiet Ward (Cherangany Constituency) with "Benjamin K. Sang" thereof.

Dated the 6th February, 2006.

S. M. KIVUITU,  
Chairman,  
*Electoral Commission of Kenya.*

## GAZETTE NOTICE NO. 978

## THE LOCAL GOVERNMENT ACT

(Cap. 265)

## THE LOCAL GOVERNMENT ELECTIONS (AMENDMENT) RULES

## APPOINTMENT OF DEPUTY RETURNING OFFICER

*Corrigendum*

IN Gazette Notice No. 807 of 2006, amend as follows:

On page 290 replace "Lessa Muindi" as Deputy Returning Officer for Makutano/Motosiet Ward (Cherangany Constituency) with "Benjamin K. Sang" thereof.

Dated the 6th February, 2006.

S. M. KIVUITU,  
Chairman,  
*Electoral Commission of Kenya.*

## GAZETTE NOTICE NO. 979

## THE CO-OPERATIVE SOCIETIES ACT

(No. 12 of 1997, Amended 2004)

## CANCELLATION OF REGISTRATION AND APPOINTMENT OF LIQUIDATOR

WHEREAS pursuant to section 61 (1) of the Co-operative Societies Act, I have received an application from Sukuma Wiki Housing Co-operative Society Limited (CS/2323) to voluntarily wind up.

And whereas I am of the opinion that the said society should be dissolved. Now therefore pursuant to section 62 (1) of the said Act, I cancel the registration of the society and order that it be liquidated.

Any member of the society may, within sixty (60) days of the date of this order, appeal to the Minister against the order. If no such appeal is presented within the time specified, the order shall take effect upon expiry thereof.

And further pursuant to section 65 of the said Act, I appoint Luke Omwansa, Provincial Co-operative Office, Nairobi, P.O. Box 30202, Nairobi, to be liquidator for a period not exceeding one year, and authorize him to take into his custody all the property of the said society including such books and documents as are deemed necessary for completion of the liquidation.

Dated the 1st November, 2005.

F. F. ODHIAMBO,  
*Commissioner for Co-operative Development.*

## GAZETTE NOTICE NO. 980

## THE PHYSICAL PLANNING ACT

(No. 6 of 1996)

## COMPLETION OF PART DEVELOPMENT PLAN

*(PDP. No. ELD/1805/2005/1 for Kondoo Trading Centre)*

NOTICE is given that preparation of the above-named part development plan was on 25th November, 2005, completed.

The part development plan relates to land situated within Kondoo Trading Centre.

Copies of the part development plan have been deposited for public inspection at the office of the District Physical Planning Officer at Eldoret, Town Clerk, Burnt Forest Town Council and Chief's office, Tarakwa Location.

The copies so deposited are available for inspection free of charge by all persons interested at the office of the District Physical Planning Officer at Eldoret, Town Clerk, Burnt Forest Town Council and Chief's office, Tarakwa Location, between the hours of 8.00 a.m. to 5.00 p.m. Monday to Friday.

Any interested person who wish to make any representation in connection with or objection to the above-named part development plan may send such representation or objections in writing to be received by the District Physical Planning Officer, P.O. Box 1464, Eldoret, within sixty (60) days from the date of publication of this notice and such representation or objection shall state the grounds on which it is made.

Dated the 31st January, 2006.

J. K. NGETICH,  
*District Physical Planning Officer, Uasin Gishu.*

## GAZETTE NOTICE NO. 981

## THE PHYSICAL PLANNING ACT

(No. 6 of 1996)

## COMPLETION OF PART DEVELOPMENT PLAN

*(PDP. No. ELD/17/2005/2 for Eldoret Municipality)*

NOTICE is given that preparation of the above-named part development plan was on 9th November, 2005, completed.

The part development plan relates to land situated within Block 15, Eldoret Municipality in the Kipkarren area.

Copies of the part development plan have been deposited for public inspection at the office of the District Physical Planning Officer at Eldoret, Town Clerk's office, Eldoret Municipal Council.

The copies so deposited are available for inspection free of charge by all persons interested at the office of the District Physical Planning Officer at Eldoret, Town Clerk's office, Eldoret Municipal Council, between the hours of 8.00 a.m. to 5.00 p.m. Monday to Friday.

Any interested person who wish to make any representation in connection with or objection to the above-named part development plan may send such representation or objections in writing to be received by the District Physical Planning Officer, P.O. Box 1464, Eldoret, within sixty (60) days from the date of publication of this notice and such representation or objection shall state the grounds on which it is made.

Dated the 9th November, 2005.

J. K. NGETICH,  
*District Physical Planning Officer, Uasin Gishu.*

## GAZETTE NOTICE NO. 982

THE COMPANIES ACT  
(Cap. 486)IN THE MATTER OF CANNON DISTRIBUTORS LIMITED  
IN THE HIGH COURT OF KENYA AT NAIROBI  
WINDING-UP CAUSE NO. 37 OF 2005

NOTICE is given that a petition for the winding-up of the above-named company by the High Court of Kenya, was on 5th December, 2005, presented to the said court by PBM Nominees Limited, of P.O. Box 14474, Nairobi, Kenya.

And that the said petition is directed to be heard before the said court sitting at High Court of Kenya at Nairobi, on the 1st March, 2006, at 9.00 a.m., and any creditor or contributory of the said company desirous to support or oppose the making of an order on the said petition may appear at the time of the hearing in person or by his advocate for that purpose, and a copy of the petition will be furnished by the undersigned to any creditor or contributory of the said company requiring such copy on payment of the regulated charge for the same.

Dated the 2nd December, 2005.

HAMILTON HARRISON & MATHEWS,  
*Advocates for the Petitioner,*  
I.C.E.A. Building, Kenyatta Avenue,  
P.O. Box 30333-00100, Nairobi.

## NOTE

Any person who intends to appear on the hearing of the said petition must serve on or send by post to the above-named notice in writing of his intention so to do. The notice must state the name and address of the person, or if a firm, the name and address of the firm and must be signed by the person or firm, or his or their advocate, if any, and must be served, or if posted, must be sent by post in sufficient time to reach the above-named not later than four o'clock in the afternoon of the 28th February, 2006.

## GAZETTE NOTICE NO. 983

THE COMPANIES ACT  
(Cap. 486)

## INTENDED DISSOLUTION

PURSUANT to section 339 (3) of the Companies Act, it is notified that at expiration of three (3) months from the date of this gazette, the names of the undermentioned companies will, unless cause be shown to the contrary, be struck off the register of companies and the companies will be dissolved:

Number	Name of Company
16008	Acme Steel Distributors Limited.
102764	Alif Horitec Limited.
29975	Bullion Insurance Agency Limited.
45964	Cekays Enterprises Limited.
31159	Chuma Na Rangi Limited.
99642	City Lights Limited.
95316	D.B. Sweets Wholesalers Limited.
26687	Deting Kenya Limited.
98411	Jacaranda Csar Park Limited.
85389	Josey Boutique & Salou Limited.
90102	Johnson Nara Wholesalers Limited.
108375	LNC Apparels (Kenya) E.P.Z. Limited.
66795	New Kabiyet Bus Services Limited.
12252	Nairobi Family Wear Limited.
—	No Lemon Limited.
11852	Njirri Emporium Limited.
97942	Serai Limited.
45550	Buds of Paradise Limited.
92197	Shuttle Express (K) Limited.
63979	Sapphire Systematics (Kenya) Limited.
70825	Sentara Developers Limited.
22755	Waka Holdings Limited.

Dated the 24th January, 2006.

S. M. NDISYA,  
*Deputy Registrar of Companies.*

## GAZETTE NOTICE NO. 984

THE ENVIRONMENTAL MANAGEMENT AND  
CO-ORDINATION ACT  
(No. 8 of 1999)

## IN THE NATIONAL ENVIRONMENT TRIBUNAL AT NAIROBI

TRIBUNAL APPEAL NO. NET/04/06/2005

PHENOM LIMITED—*(Appellant)*

VERSUS

NATIONAL ENVIRONMENT MANAGEMENT  
AUTHORITY—*(Respondent)*

RIVERSIDE GARDENS RESIDENT'S  
ASSOCIATION—*(Intervenor)*

RULING

1. By Notice of Appeal dated 23rd June, 2005, PHENOM Limited, the Appellant, appealed against the Respondent's condition on its proposed housing development, which the Respondent conveyed by letter dated 19th October, 2004. The proposed development is a housing project in which the Appellant intends to construct 21 housing units in an eight-storey building on a 0.3035 hectare parcel of land known as Plot No. 209/4902, Riverside Gardens, Riverside Drive, Nairobi.

2. The Appellant's grounds of appeal initially were that: through the letter of 19th October, 2004, the Respondent expressed concern that the proposed construction had the potential of causing adverse impacts, especially on the riparian environment, yet, in the Appellant's view, no activity of the project would cause any adverse impacts; that the City Council of Nairobi has the mandate to approve all developments within the City of Nairobi and had approved Appellant's proposed construction of 4 storeys above ground level and 3 storeys below and the Respondent had no authority to interfere with, or contradict the City Council's approval; that the Respondent had, by letter dated 14th January, 2005 approved Appellant's construction of nine storeys which were subsequently scaled down to 4 floors above and 3 floors below and therefore impacts on the environment should be reduced by the down-scaling; that the world over, highrise and multi-storey dwellings and office blocks are built beside rivers; that there was a seven-storey apartment just two blocks away from the Appellant's proposed site and the Respondent was unjustly discriminatory and biased against the Appellant in restricting its proposed development to only four storeys above ground level and none below natural ground level; that Kenya's Parliament approved Sessional Paper No. 3 on the National Housing Policy for Kenya, which proposes government's facilitation of the production of 158,000 housing units in urban areas; and that the Respondent's 4th condition contained in its letter dated 25th April, 2005 contradicts the City Council's approval of construction of seven storeys. The said condition reads:

3. "The project MUST be scaled down from seven (7) levels to a maximum of four (4) storeys only from the ground level. Development of three (3) storeys/levels of dwellings below ground level is not permitted. The proponent is to observe at 35% maximum permitted Ground Coverage and 0.75 permitted Plot Ratio specifications for residential developments in Zone A of the City Council of Nairobi Development Zones in which the project is located. Besides, development of more than four storeys will not comprise a structure of a scale keeping with those in the surrounding area and, hence not environmentally sound. No residential floor shall be permitted below ground level."

4. Subsequently, the Appellants' grounds of appeal were amended by letter dated 25th July, 2005 which restricted the appeal only to the Respondent's limitation of Appellant's construction to 4 floors and its prohibition of Appellant's construction of residential floors below ground level. Other grounds of appeal were expressly vacated.

5. The Respondent filed a Reply on 16th August, 2005 in which it was asserted, among other things, that the Respondent has authority to intervene in matters concerning the Appellant's proposed construction under Section 58 of the Environmental Management and Co-ordination Act (E.M.C.A.) which requires project proponents to conduct Environmental Impact Assessment (E.I.A.), notwithstanding any other licence that the Appellant may have received; that

Regulation 4 of the Environmental (Impact Assessment and Audit) Regulations of 2003 provides that no licensing authority shall issue any licence, permit or approval prior to the issuance of an E.I.A. and that any such licences issued are a nullity; that the Respondent has the mandate to approve projects subject to stipulated conditions to be observed by project proponents in order to facilitate sustainable development and sound environmental management, which is its statutory mandate; that it erred in authorizing the Appellant to construct nine storeys in January, 2005 and subsequently advised the Appellant to scale down the project to four floors; that upon consultation with the City Council of Nairobi, the Respondent was provided with the Council's approved planning policies and development zones which indicated the Appellant's proposed site as falling under Zone 4 of the Nairobi Planning Zones; that further, by letter dated 31st March, 2005, the City Planning Department of Nairobi City Council verified that the Appellant's proposed site is located within Planning Zone 4 and was subject to the Council's Planning Policy of 1979; that the Appellant's proposed project is contrary to the City Council of Nairobi's planning policy contained in Minute 24 of 13th May, 1987 which is contained in Nairobi City Commission's Approved Planning Policies, of 1968-1991 which provides, among other things, that highrise developments in Zone 4 be limited to four floors; that therefore, the City Council's approval of the Appellant's building plan on 16th December, 2004 allowing the Appellant to construct 7 residential floors was an illegality as it was against zoning policy issued by the same Council and should not be used as a justification to proceed with the project; that based on the foregoing, a review and revision of the Appellant's E.I.A. Project Report and comments from relevant lead agencies, the Respondent issued an approval letter dated 25th April, 2005, subjecting the Appellant's proposed development to several conditions, including the condition that the number of floors must not exceed four floors and that no dwelling units should be constructed below ground level; and that since the Appellant was dissatisfied with the Respondent's condition number 4 limiting construction to only 4 floors and prohibiting construction of dwelling houses below ground level and appealed to the Tribunal, the Respondent did not issue an E.I.A. licence.

6. Upon request to the Tribunal, Riverside Gardens residents were enjoined to the appeal as interested parties/ intervenor through the law firm of S. Musalia Mwenesi Advocates. The intervenor's objections to the proposed construction as elaborated in their comments on the Revised Environmental Impact Assessment Study by Bougainvillaea Limited are that: the Appellant's development does not respect the stipulated environment and planning regulations; that the proposed project area falls under Zone 4 of the City Planning zones where only a maximum of four storey buildings are allowed; that the roads in the area would not sustain increased traffic resulting from the Appellant's construction; that construction of 7 storeys at the proposed site would not be in line with similar developments in the area; that the proposed construction would pose security risks, increase noise and dust during the period of construction; that Appellant did not comply with the E.I.A. requirements under the Physical Planning Act; and that the Appellant did not obtain change of use approval prior to obtaining approval of building from Nairobi City Council and therefore City Council's approval was irregularly obtained.

7. The Tribunal heard the appeal on seven occasions between 20th September, and 27th October, 2005. At the hearing, the Appellant was represented by Mr. Murugara of Hamilton Harrison & Mathews Advocates; the Respondent by Ms. Anne Angwenyi and the Intervenor by Ms. Janet Lavuna and subsequently, Mr. Musalia Mwenesi Advocate, both of Ms. S.Musalia Mwenesi Advocates. A total of six witnesses testified. In support of the Appellant's case, Mr. Paul Mutahi Wareithi, an architect and designer who prepared the Appellant's building plan and Ms. Laura Wahome who was, statedly, the Appellant's E.I.A. expert, testified. In support of the Respondent's case, Mr. Morris Mbegera, the Respondent's Director in charge of Compliance and Enforcement testified. For the Intervenor, Mr. George Kibuthu Ndegwa and Mr. David Campbell, both members of Riverside Gardens Residents Association testified.

8. In addition, Nairobi City Council's Director of City Planning designated Mr. John Barreh, a town planner and Acting Assistant Director in charge of urban research to the Tribunal, as a friend of the Tribunal, to explain the City Council's policies, zoning and other regulations and procedures that were applicable.

9. The Tribunal along with the parties visited the Appellant's site on 27th September, 2005 at the request of counsel for the Appellant.

10. At the commencement of hearing, Mr. Murugara, counsel for the Appellant, clarified that the Appellant was only appealing against the Respondent's condition number 4 reproduced in paragraph 3 and that even in relation to that condition, the Appellant had a problem with only a portion, namely, that "the Appellant should scale down construction to four floors only" and that "any storeys below ground level are not permitted." The Appellant's counsel explained that the Appellant also sought to demonstrate that it did not intend to construct any dwelling houses underground, strictly speaking, because in actual fact, the construction would be governed by the topography of the land. He further clarified that the Appellant also sought to demonstrate that it had complied with all relevant regulations and that even if NEMA had the power to impose the condition, it could not be complied with in reality. He, therefore, as earlier stated in paragraph 9, invited the Tribunal to visit the site early in its deliberations.

11. It was the Appellant's case that the Respondent's condition that the Appellant constructs only four storeys above ground level and its prohibition of construction of any dwelling units below ground level exceeded and are contrary to requirements of the Local Government Act, Cap 265, and the Physical Planning Act, Cap 286, and is *ultra vires* the Respondent's authority under the Environmental Management and Co-ordination Act (E.M.C.A.), No. 8 of 1999. In any case, the Appellant maintained, no storeys would, strictly speaking, be constructed below ground level because in actual fact, the Appellant's construction would be governed by the topography of the land in question, which slopes downward from Riverside Drive (the main entrance) side, to the Nairobi River on the rear. Further, the Appellant reiterated that it had complied with all relevant regulations and that the Respondent had no power to impose a condition on it to construct only four storeys above ground level and that even if the Respondent had power to impose such a condition, the condition could not be practically complied with.

12. Witnesses for the Appellant testified that the proposed project site is a parcel of land measuring 0.3035 hectares whose slope is quite steep and drops downward by about 12 metres from the Riverside Drive entrance to Nairobi River on the rear side. They stated that initially, the Appellant proposed to construct nine (9) floors including a duplex but, upon submission of the building plan for approval, Nairobi City Council directed that the project be scaled down to seven floors. It was their evidence that upon scaling down construction plan as directed, the City Council approved their building plan on 16th December, 2004 and conveyed its approval by letter dated 7th January, 2005. The Appellant's architect stated that the technical department of Nairobi City Council approves plans and subsequently, they are forwarded to the Council which, in a meeting, approves and subsequently, a letter of approval is sent to a developer.

13. The City Council's letter of 7th January, 2005 forms part of the Appellant's bundle and indicates that the Council's approval of the proposed housing development was subject to two conditions, namely: (a) submission of satisfactory structural details, including lintols and trusses; and (b) all debris and excavated materials to be dumped on sites approved by the City Engineer. The Appellant did not tender any evidence to show that the two conditions were complied with prior to their commencement of construction work.

14. It was stated by Appellant's witnesses that subsequent to the City Council's approval, electrical drawings were prepared and tenders for construction services floated and the firm of Sagar Builders won the bid. Witnesses further stated that on the advice of a structural engineer, the ground on the lower side of the Appellant's plot was broken to a depth of between 9 and 12 metres to find a solid ground on which to base the foundation of the building. All these were done before the Appellant complied with E.I.A. regulations and it is only after the steps had been taken that the Appellant conducted an E.I.A. through the firm of Bougainvillaea Limited. Upon submission of an E.I.A. Project Report, the Respondent approved construction by letter dated 25th February, 2005 with the condition that the Appellant constructs only four floors and that no dwelling units should be constructed below ground level.

15. It was contended for the Appellant that the ground level is on the Riverside Drive (entrance) side of the plot and that the Respondent's condition requires backfilling of an area that slopes up to approximately 12 metres towards the river, which would be very expensive. The Appellant took the position that the ground level is at

the Riverside Drive entrance to the plot and that from that level, the proponent proposes to construct four floors above, and three floors below, instead of backfilling. The Appellant maintains that in that situation, there will, in reality, be no floors underground, or below ground level.

16. Appellant's witnesses went further to testify that within the 0.3035 hectare plot, the Appellant plans to maintain six (6) metres between windows and the nearest wall. The Appellant will also provide a 1 - 2 metre staircase; an elevator within the building; a parking area for sixty (60) vehicles; a boundary wall between the parking area and the building; a borehole, a swimming pool and an underground water tank. The Appellant's witnesses explained that since sitting rooms are, by law, required to be seven metres from any wall, all sitting rooms would face the Nairobi River side of the compound (the lower side). In the architect's testimony, available space in the Appellant's proposed site that would accommodate all of the planned developments is 24 x 24 metres on the back side and 24 x 15 metres in front. There was no evidence that the Appellant had considered allowing a play ground for children on the plot and although witnesses stated that the Appellant planned to construct an underground water tank, a bore hole and a swimming pool, its architect was not sure the Appellant had obtained required permits and admitted he had not seen any letter of application or approval.

17. The Appellant's architect acknowledged that the proposed construction site falls under Zone 4 of Nairobi City Planning Zones, whose requirements under zoning regulations are a maximum of 35% ground coverage and 0.75 plot ratio. He admitted that Nairobi City Council scaled down the proposed number of floors from nine (9) to seven (7) because when the Council calculated the area allowed for development under the City By-laws, it was found that the Appellant proposed to utilize a larger plot ratio than the ratio allowed. He stated that for the City Council, the ground level is where one enters the building, but witnesses confirmed that Council officials did not visit the site prior to their approval of the building plan to have a visual impression of its topography. In cross-examination, the architect admitted that without fulfilling the Respondent's conditions, approval cannot be granted.

18. On her part, Ms. Laura Wahome who was called to testify as the Appellant's E.I.A. expert admitted that she has not completed her master's degree in environmental studies and is neither qualified, nor registered as an E.I.A. expert with the National Environment Management Authority; that although she prepared the Appellant's first E.I.A. Project Report and was responsible for advising the Appellant on zoning, she was not, at the time, familiar with the City Council's zoning regulations and was not aware that buildings in Zone 4 in Nairobi should not exceed four (4) floors; that she had assumed that if the City Council approved the Appellant's building plan then it had considered all relevant issues; that she was not aware of plinth area and maximum ground coverage requirements and had not made calculations in accordance with City Council housing regulations; that she was not aware of zoning impacts on the environment until she came to the Tribunal; and that her experience at the Tribunal had been "a steep learning curve."

19. The witness for the Respondent, Mr. Mbegera, defended the Respondent's condition that the Appellant scales down its proposed housing development to a maximum of four floors. It was the witness's testimony that Section 58 of E.M.C.A. requires all developments listed under the Second Schedule to the Act to undergo E.I.A. requirements prior to commencement and that the Appellant's proposed development falls under the Schedule and required an E.I.A. Further, he testified that E.M.C.A. authorizes the Respondent to ensure that project proponents undertake E.I.A., subsequent to which an E.I.A. licence may be denied, granted or granted subject to conditions and that it has been the practice of the Respondent in cases where an E.I.A. licence is to be conditioned to first convey necessary conditions to an applicant and if an applicant accepts, a conditional EIA licence is issued.

20. The witness also testified that after NEMA received the Appellant's E.I.A. Project Report, it approved construction of nine storeys on 14th January, 2005 and admitted that the approval was granted without prior consultation with lead agencies and without consideration of applicable Nairobi City Council's zoning regulations, or knowledge that zoning restrictions on the proposed project site existed. Counsel for the Respondent admits in written submissions that the approval was unfortunate.

21. The witness further testified that subsequent to the approval, the Respondent received objections to the proposed development from residents of Riverside Gardens and this prompted it to conduct a public hearing, in the process of which it emerged that there existed City Council zoning regulations and policies which restrict construction of storey buildings in the area to a maximum of four floors. The Respondent was also prompted by residents' objections to consult with the City Council in the process of which the Council provided its 1979 Zoning Policy, still in force, and Council Minute Number 24 of 13th May, 1987 which place the area of the proposed development under Zone 4 and limits high rise developments to a maximum of four floors, a plot ratio of 0.75 and ground coverage of 35%. The zoning policies and regulations form part of the Respondent's bundle of response.

22. It was further stated that upon consultations with lead agencies and consideration of the City Council's zoning policies and regulations, the Respondent discovered that the Appellant's proposed development exceeded allowable limits and directed that the Appellant revises its E.I.A. Project Report in consideration of the City Council regulations and resident's objections. The Respondent's witness testified that the Respondent subsequently reviewed the Appellant's revised Project Report in light of existing zoning regulations and policies and on this basis, came to the conclusion that the development had to be scaled down to a maximum of four floors. The Respondent took the position that ground level was at the point of entry to the Appellant's site, on Riverside Drive side and placed a condition requiring the Appellant to begin construction of four floors from there. It was the Respondent's testimony that by cutting the ground 8-9 metres deep, the Appellant had created a new ground level and additional height to accommodate three floors "below the natural ground level" and that this could not be permitted since in their view, it would adversely affect the human environment. The witness stated that the information the Respondent received after the public meeting was held was that residents of Riverside Gardens did not object to the proposed development, provided that zoning regulations were observed.

23. Regarding compliance with other relevant laws, the Respondent's witness maintained that E.M.C.A. is a framework law that recognizes the existence of other laws that affect its operations and that the Respondent had the authority to consider those other laws. On the basis of the witness's testimony, the Respondent requested the Tribunal to uphold its conditions on the proposed development.

24. The intervenor's witnesses testified that they are residents of Riverside Gardens where the Appellant intends to develop a high-rise residential building and that they have lived there for a long time in peace and feared that the proposed development would increase traffic, pollution, insecurity and pose other negative environmental impacts. It was also likely to constrain facilities in the area, which were designed for single dwelling houses. If the development was allowed as intended, they maintained, it would also negatively impact on the value of their property. They were concerned that the Appellant had advertised for the sale of twenty six (26) units on a plot previously used for single dwelling without consulting with them prior to commencement of the proposed development and they only managed to know about the project and raise objection with the City Council and the Respondent after the Appellant commenced work.

25. Witnesses maintained that the Appellant had not complied with applicable building regulations because it had failed to obtain change of use approval for the plot in question from single residence to multi-storey residential premises. It was their testimony that the Physical Planning Act requires public participation in the process of obtaining permission for change of use and that a receipt produced by the Appellant, which was purportedly issued by Nairobi City Council upon application for change of use dated 20th July, 2004, yet an advertisement by the City Council of the proposed development, which was purportedly in compliance with public participation requirements of the Physical Planning Act was published on 21st July, 2004 in the Daily Nation. In any case, they maintained, the Appellant failed to produce any application for change of use, or letter of authorization of change of use from the Physical Planning Department. Moreover, they maintained, Riverside Gardens residents had not been invited to participate in hearing the Appellant's application for change of use and were therefore denied a chance to raise objections to the proposed development.

26. The witnesses further stated that after consulting with NEMA, the City Council and the Physical Planning Department, the Director of Physical Planning of the Ministry of Lands wrote a letter

dated 9th November, 2004 to the Council pointing out that there already exists a borehole in the neighbourhood and that construction of another borehole as proposed by the Appellant would have negative impacts on the environment; that the development was likely to have adverse impacts on land and other types of environment in the area, that the proposed development would impact heavily on existing infrastructure; that views of local residents should be taken into consideration; that the City Council needed to consider its planning policies before approving the proposed development; and that the proposed development needed to be discussed with the Physical Planning Liaison Committee as provided in section 10(2) of the Physical Planning Act. A copy of the letter forms part of the bundle submitted by the intervenor. In the witnesses' view, the letter had nearly concluded that the proposed development was not approvable and they were surprised to see that the Appellant had commenced work.

27. Issues for the Tribunal to consider were as follows: whether the Respondent had authority to subject the Appellant's proposed housing development to conditions; whether the Respondent's condition Number 4 can be maintained; whether Nairobi City Council has zoning policies and regulations applicable to the Appellant's development; whether the Appellant complied with relevant regulations, including the requirement that a change of use approval be obtained prior to converting the plot from a single dwelling house to multi-storey residential housing units; whether the Appellant complied with requirements for obtaining change of use approval; whether the Appellant complied with the regulations; whether the Appellant's building plan for the proposed housing development was legally approved by the City Council; whether the Appellant can proceed with construction of 7 floors as proposed; and who pays costs of the appeal.

28. Mr. John Barreh, a city planner and Acting Assistant Director of Urban Research at Nairobi City Council who was designated by the Director of City Planning to testify on the Council's zoning policies and regulations, as well as its procedures for approval of building plans also gave evidence as *amicus curiae*. He testified that the Council does have zoning and planning policies and regulations. He explained that the first Master Plan of the City was developed in 1948 and that by 1979, the City was zoned in a way that Westlands and Kiteleshwa areas, including the Appellant's land, fell under Zone 4 which was designated as a residential area, with a minimum plot size of  $\frac{1}{4}$  an acre, serviced on site and that most of the plots in the area were sewered. Council regulations also limited the amount of land to be developed in each plot to a vertical plot ratio of 0.75 (of plots of  $\frac{1}{4}$  an acre), meaning that one could only develop a total of 750 square metres of  $\frac{1}{4}$  acre plot. Development would then cover a maximum of 35% of ground with the remainder of development to be taken up (vertically). At the time, flats and maisonettes were allowed but subject to allowable plot ratio and maximum ground coverage. In addition, one was required to obtain a change of use approval from the Ministry of Lands and the City Council in case a developer wished to construct buildings for purposes other than single dwelling in parcels of land that were used for single dwelling.

29. Mr. Barreh explained that the situation prevailed until 1987 when, in a meeting of the City Council's Works and Planning Committee, it was proposed that high rise developments be permitted in Zone 4, but that they be limited to four floors and that the developments (the four floors) be limited to a maximum of 10% ground coverage and a plot ratio of 0.25. He explained that the proposal was confirmed by City Commission (as it then was) Minute Number 24 of 13th May, 1987. The Minutes are contained in a document titled "Nairobi City Commission, City Planning and Architecture Department, Commission Approved Planning Policies, 1988-1991."

30. Mr. Barreh further explained that the Council policy, which was in operation by 1988, limited sizes of sewered plots in Zone 4 to 0.05 hectare (down from 0.1 hectare) and unsewered plots were to remain at a minimum of 0.2 hectare. It also permitted highrise developments in sewered areas with a maximum of four floors, with developments limited at 10% ground coverage and plot ratio of 0.25. He stated that those are the limits applicable to the Appellant's proposed development. He explained that since he joined the City Council in 1988, the practice has been to limit developments in Zone 4 to 35% of ground coverage, with a plot ratio of 0.75, even though there is nothing authorizing the increase, which in itself is a departure from the 1987 policy. To him, these are administrative changes. The position is confirmed by a letter from the Director of City Planning,

Mr. F.M. Ndereba to the Provincial Commissioner, Nairobi in reference to the Appellant's property dated 31st March, 2005. The letter forms part of the Respondent's bundle of Reply. Further he explained that regarding the number of floors allowed in Zone 4, the Council has adopted the British system with reference to four storeys (rather than floors) which, in effect, amount to five floors, including the ground floor.

31. Mr. Barreh explained that zoning caters for the physical and the human environment, which is why the City Council has requirements for room of 2.4 meters to be maintained between bedrooms and outside walls and ground coverage of 35% to allow landscaping and ventilation and that even drainage systems are designed based on a particular population. He stated that the issue of environmental sustainability is factored into zoning regulations.

32. Mr. Barreh applied the regulations to the Appellant's proposed development and explained that since the Appellant's plot has been indicated to be 0.3035 hectare, the area that can be developed, i.e., the plinth area, is 2276 square metres, taking into consideration 0.75 plot ratio. If an additional 10% of plinth area is allowed, as is the administrative practice of the Council, the maximum area the Appellant could be allowed to develop is 2504 square metres. Mr. Barreh explained that to the contrary, the Council, by Minute 13 (No. 25) of the Town Planning Committee of 16th December, 2004, approved the Appellant's building plan in respect of L.R. No. 209/4902, with a plinth area of 4,370 square metres. Therefore, the building plan was approved with an excess area of 1,866 square metres, a plinth area that is almost double what the Appellant could be permitted to develop in Zone 4. Mr. Barreh said that he had been unable to trace a comment sheet that should have accompanied the Appellant's application for approval of building plan. He explained that in his view, the approval of the development plan with an excess plinth area was irregular. Mr. Barreh emphasized that had he been the one considering the Appellant's application, he would not have approved the building plan as presented, because the excess plinth area was contrary to the City Council's zoning and building regulations and policies.

33. Mr. Barreh submitted the City Council's Minute book titled, "City Council of Nairobi, Minutes of Proceedings of the Council and Several Committee Meetings. Thereof for the months of November, December 2004 and January, February, March 2005, Volume LXIX, No. 2" and pointed out that on page 883 (item 25), under Minute 18, the Appellant's building plan was indicated to have been tabled before the Council by a councillor and not a member of the Town Planning Committee as required. He stated that it is unprocedural for councillors to table such technical matters and this could explain why the building plans were approved with excess plinth area, plot ratio and number of floors. In any case, he explained, the Council's approval of the Appellant's building plan was "...subject to... the technical officers ensuring that all planning by-laws requirements and also the conditions listed under Minute 7 above had been complied with" as stated by the Council on page 884 of the Minutes. Minute 7 on page 728 requires, among other things, compliance with the Council's zoning policies and approval of change of use from single dwelling units to multi-family dwelling units.

34. Mr. Barreh further stated that he had also not seen a change of use application which ought to have been applied for and obtained by the Appellant prior to its application for approval of building plan and that an approval of change of use comes first. He stated that without a change of use, approval of the building plan is not valid.

35. Mr. Barreh explained that an application for change of use is a separate application which goes to the planning implementation section. The Appellant did not provide evidence to show that a change of use application was made and approval granted except for uncertified copy of a receipt dated 20th July, 2004 purportedly obtained from the City Council. He explained that a change of use application must comply with requirements of Section 36 of the Physical Planning Act and other enabling provisions of law, which require public participation in the process of considering an application for change of use. He stated that the process requires a public notification of the application to allow comments. Further, he stated that in considering a change of use application, the visual impact of the proposed development on neighbouring property and objections raised by owners of neighbouring property must be taken into consideration. Since he had not seen the Appellant's application for change of use, he could not say much about it. He also observed that the City Council had approved the Appellant's building plan without

an E.I.A. licence and in his view, that happened because the Council had not taken into consideration the requirements of the Environmental Management and Co-ordination and the Physical Planning Acts.

36. Mr. Barreh further testified that while perusing the building file, he came across another plan submitted by the developer on 25th January, 2005, requesting an approval for alteration and extension to add two (2) more floors to be approved. This is Plan No. DW 850 and proposes an additional plinth area of 830 square metres. This alteration and extension proposal for additional 2 floors could not be approved by the Council, since the initial building plan was already in excess of what should have been approved.

37. Mr. Barreh testified that when he visited the site for the proposed development he noted that the natural ground level had been interfered with. The ground was not naturally inclining towards the river and indeed had been mechanically cut to about 8-9 meters deep to create a new ground level. He testified that such mechanical cutting is allowed in design but the architect is required to clearly show the proposed cutting in the building plans so that it can be approved together with the building plans, thus enabling the Council to make an informed decision. He further stated that when making such a cut, one can take advantage of the sloping/gradient of the land, but one must maintain the plinth area at all times. In fact for the present development, the architect had not clearly shown this mechanical cut and indeed the impression created by the building plans/architectural designs was that this was the natural slope of the land. He further stated that in approving the building plans, the most exposed view of the building would be taken to be the ground level. In this instance the ground level would be taken to be the rear of the building (the view from the river). He further testified that it was not necessary to cut the ground that deep as this is red soil and it is not required for one to hit the hard rock.

38. He concluded that the proposed development would not match the character of the area as zoned by the Council and that the buildings should be uniform at least in height to conform to what is envisaged in Zone 4 of the City planning zones.

39. In consideration of the issues, the Tribunal relies on the evidence of witnesses of the Appellant, Respondent and the intervenor as well as evidence adduced by Mr. John Barreh as a friend of the Tribunal and all applicable laws and policies and finds as follows on the pertinent issues arising:

40. The Respondent is a governmental agency that has authority under section 58 of the Environmental Management and Co-ordinations Act (E.M.C.A.), the Environmental (Impact Assessment and Audit) Regulations 4, 31 (Legal Notice No. 101 of 2003) and other enabling provisions of law, to require proponents of projects listed under the Second Schedule of E.M.C.A. to prepare environmental impact assessment study project reports. Upon review of E.I.A. reports, the Respondent has authority to deny approval of a project, approve a project or approve a project subject to such conditions that it deems necessary to prevent and/or reduce negative environmental impacts that might result from an activity. In law, the environment has been broadly defined, particularly in section 2 of E.M.C.A. to include the physical factors of surroundings of human beings, including land, water, social factors of aesthetics as well as the natural and the built environment. Therefore, clearly, the Respondent has authority to regulate the Appellant's proposed activity and place conditions as necessary to protect the environment. For this reason, the Tribunal finds that the Respondent did not act *ultra vires* in placing conditions on the Appellant's proposed development.

41. Regarding the validity of the conditions placed on the Appellant's development by the Respondent to limit its development to four floors without any dwellings below ground level, the Tribunal presents its findings on three critical issues, namely: (i) Where exactly is the ground level of the Appellant's plot? (ii) How much space on its plot is the Appellant allowed by the City Council policies and regulations to develop? And (iii) was the City Council's approval of the Appellant's building plan lawful?

42. Witnesses for the Appellant did not clarify the Appellant's position on the ground level, or what the Appellant perceives to be the ground level for approval purposes, even though the Appellant's building plan indicates that its ground floor would be at the ground level on the lower (River) side. No evidence was adduced by the Appellant to show that the City Council officials who approved its building plan visited the proposed site prior to their approval and Mr.

Barreh, the Council official who testified as *amicus curiae* confirmed that Council officials often do not visit sites before approving building plans. Without their proper appreciation of the topography, one would not expect a clear determination by the Council of what is the ground level of the Appellant's property. For the Respondent, evidence was tendered that in its prohibition of construction of dwelling houses below ground level, it took the view that ground level is at the entrance to the Appellant's property, on Riverside Drive side.

43. Further, Mr. Barreh testified that when he visited the site, he found that the natural ground had been cut up to between 8.1 and 9 metres deep and the Appellant's architect, Mr. Paul Mutahi Wareithi, admitted that the ground was cut 9-12 metres deep on the Appellant's structural engineer's advice that they should cut it until they find a solid ground on which to base the building foundation. This had therefore interfered with the natural ground topography that led to the dispute as to what the ground level was at different points, and particularly at the upper Riverside road, and at the lower (River) side. On the basis that the ground had been extensively cut and that construction would begin with the lower (River) side as the ground level, which as Mr. Barreh emphasized (para. 37 above), "the most exposed view of the building would be taken as the ground level," the Tribunal finds that the ground level is on the lower side. In the circumstances, there would, in reality and in the Tribunal's finding, be no dwelling houses below ground level as full view of the buildings would be visible by residents across the river and on two sides except the Riverside road.

44. In addressing the issue of how much space the Appellant is allowed to develop ((ii) paragraph 41 above) and therefore, how many floors, the Tribunal proceeds from the position that the determining ground level is on the lower side. From that level, the Tribunal considers City Council building policies and zoning regulations and how much of a plot they allow to be developed in Zone 4. Appellant's architect, Mr. Paul Wareithi, admitted that the Appellant acknowledges that its plot number 209/4902 on which it proposes the development in question falls under Zone 4. Further, the witness for the Respondent and the Council official who testified as *amicus curiae* gave evidence and official documents, plans and maps showing that the City Council has a building policy and building regulations, including City Council minutes, which limit housing developments in Zone 4 to a maximum of four floors, taking into consideration a maximum of 35% ground coverage, 0.75 plot ratio and an additional 10% plinth area which the Council administratively allows. In consideration of these development limitations, the Tribunal finds that with a plot whose size is 0.3035 hectare (or 3035 square metres of land), the Appellant can only develop 2276 square metres. Therefore, the number of floors the Appellant can construct must not exceed four (4) floors and must cover a maximum of 2504 square metres (including 10% allowed by administrative practice), beginning on the lower side. The Tribunal notes that the fact that the plinth area approved far exceeds permissible limits was not contested as explained by the Appellant who had admittedly received more deposits from potential buyers than the 21 or 26 house units would accommodate. No doubt starting the project before pertinent permits and licenses were obtained would put the proponent into expenses and difficulties but this is the risk they took and the consequences they inevitably have to endure.

45. The Tribunal's finding in paragraph 44, on (ii) above, leads to the conclusion that the City Council's approval of the Appellant's building plan was not lawful for the reason that the plan was approved with a plinth area of 4,370 square metres, which far exceeds 2504 square metres which should have been allowed, at a maximum, taking into consideration Council regulations and policies which limit ground coverage, plot ratio and number of floors in zone 4. Moreover, the Appellant failed to produce any credible evidence to show that it obtained approval of change of use of the plot from single dwelling to multi-storey residential houses, which the law requires prior to obtaining the Council's approval of building plans. Further, the Tribunal notes that it was irregular for the Appellant's building plan to be tabled before the Council by a councillor and not a member of the Town Planning Committee thus important technical considerations were glossed over and not properly dealt with. Plainly speaking, technical work should first be done by those charged with that responsibility and not by political officials as was the case in this matter.

46. Regarding the claim that NEMA's limitation of the Appellant's development contradicts the City Council's approval of the Appellant's building plan, the Tribunal finds that under E.M.C.A.

and the regulations made thereunder, particularly Sections 58, 68 and 148 and Regulations 4 and 31 of the Environmental (Impact Assessment and Audit) Regulations of 2003, the requirements of E.M.C.A. on the Appellant, as well as the Respondent's authority supercede those of the City Council and any action the Council may have taken regarding the proposed development. The Tribunal notes that the Physical Planning Act requires an E.I.A., prior to obtaining a change of use approval. However, there was no evidence that the Appellant complied with the Physical Planning Act's requirement of E.I.A. and for that reason too, the E.I.A. process conducted by the Appellant forms a proper basis on which the Respondent could take action on the Appellant's proposed development as authorized by law. In any case, the Respondent's witness adduced evidence to the effect that the Respondent consulted with lead agencies, including the City Council, to ensure that a sound decision devoid of inconsistencies was made, prior to placing limitations on the Appellant's proposed development. For these reasons, the argument that there are regimes for approval of building plans in other legislation that E.M.C.A. should not interfere with is not tenable.

47. For the reasons explained, the Tribunal unanimously finds that the appeal fails and directs that:

- (a) The Appellant re-draws the building plan to conform to allowable ground coverage of not more than 35% of the plot, a plot ratio of 0.75 and a maximum of four floors, starting from the river side ground level before re-submitting the revised plan to Nairobi City Council for approval.
- (b) Once satisfied that 1 above is fulfilled, NEMA would be at liberty to issue an E.I.A. licence to the Appellant in accordance with applicable zoning and building regulations and policies.

48. The Tribunal has been asked to award costs. The Tribunal acknowledges that this particular appeal was a learning process for parties and orders each party to bear its own costs.

49. The Tribunal wishes to express its profound appreciation to the Director of City Planning for designating Mr. John Barreh who professionally and competently informed the Tribunal on all points raised with him.

50. The Tribunal draws Appellant's attention to Section 130 of E.M.C.A.

DONALD KANIARU,  
Chairman.  
STANLEY WAUDO,  
JANE DWASI,  
JOSEPH K. NJIHIA,  
Members.

#### GAZETTE NOTICE NO. 985

#### THE ENVIRONMENTAL MANAGEMENT AND CO-ORDINATION ACT (No. 8 of 1999)

IN THE NATIONAL ENVIRONMENT TRIBUNAL AT NAIROBI

TRIBUNAL APPEAL NO. NET 03/05/2005

ADNAN KARAMA PETROLEUM LIMITED T/A A.K. FILLING  
STATION—(Appellant)

VERSUS

NATIONAL ENVIRONMENT MANAGEMENT  
AUTHORITY—(Respondent)

RULING

1. By Notice of appeal dated 3rd May, 2005, the Appellant, through L. Wahome & Company Advocates appealed against an order issued by the Respondent to close a facility used as a petrol filling station on Plot. No. 37/262/7 located along Langata Road in Nairobi. The Respondent's close order, which led to this appeal, was communicated to the appellant by letter dated 4th March, 2005, following submission by the Appellant of an Environmental Audit Report on the facility and a site visit by the Respondent's officers.

2. The Appellant's grounds of appeal are that the Appellant was not given a chance to be heard before the close order was issued by the Respondent; that the appellant is fully licensed to operate the filling station for the year 2005; that the appellant stands to suffer irreparable damage if the close order issued is allowed to take effect; that the close order is illegal and unlawful as it does not conform to the mandatory provisions of law, especially the Environmental Management and Co-ordination Act (E.M.C.A.); that the issuance of the order was based on malice and amounts to victimization as the issuance was selective; that the order is too harsh and a breach of the appellant's rights to personal liberty, protection of property and investment rights; that the order is *malafides*; that it was actuated by unreasonable considerations and was *ultra vires* and illegal; that the order was ambiguous, unclear and not specified in a manner which could be understood and was therefore unenforceable; and that there is no likelihood that continued operation of the station jeopardizes the environment in any way.

3. Hearing of the matter was scheduled to commence on 14th July, 2005 and all members of the Tribunal were present and ready to proceed. The Respondent was represented, not by in-house counsel, but by a firm of advocates, namely, Mohammed & Kinyanjui Advocates who were represented in the Tribunal by Ms. Jamilla Mohammed. The Appellant was represented by the law firm of L. Wahome & Company Advocates, but the counsel, Mr. Wahome, was absent and sent a non-legal representative to inform the Tribunal that he was engaged in another case and to seek adjournment on his behalf. The matter was re-scheduled for hearing on 1st August, 2005 after the Tribunal's direction that Appellant's counsel should furnish documents the Appellant wished to rely on and a list of witnesses before the next hearing date. On 1st August, 2005, all members of the Tribunal were present and the Respondent was represented by Ms. Kinuthia from the Law firm of Mohammed & Kinyanjui Advocates. However, the matter had to be adjourned again because Mr. Wahome was absent and had asked Mr. Kithi, advocate, to hold his brief and seek the Tribunal's leave to withdraw from acting due to lack of instructions from the Appellant. Mr. Wahome had, reportedly, lost touch with Mr. Adnan Karama, the proprietor of the petrol station following Mr. Karama's arrest pursuant to a directive of the District Officer, Kibera. Having ordered Mr. Kithi to serve Mr. Karama with Mr. Wahome's application for leave to withdraw, the Tribunal set the leave application for hearing on 5th August, 2005. On 5th August, 2005, the Tribunal, in the presence of Ms. Kinuthia, the Respondent's counsel, granted Mr. Wahome leave to withdraw from acting and ordered that the proprietor of the petrol station who was absent, be served with a notice informing him that the matter had been scheduled for hearing on 26th August, 2005 when the proprietor proceeded with his case on his own but subsequently hired the law firm of Madzayo Murima & Company Advocates which assigned Mr. Kithi to represent the Appellant. Therefore, at the request of the Appellant's counsel and subsequently the Appellant, the matter was adjourned three times before hearing commenced.

4. The Tribunal heard the matter on five occasions between 26th August, 2005 and 14th September, 2005. A total of seven witnesses, including the proprietor of the facility, Mr. Adnan Karama, testified. In addition to the Appellant's own testimony, Mr. Peter Kosmas Kamanda who runs a security firm operating in a building next to the Appellant's filling station and Mr. James Gichuhi Gichamba operating a business in the same building also testified in support of the Appellant's case. All these businesses are on one plot. The Appellant's environmental audit expert, Dr. G.N. Njuguna, did not appear to give evidence. The Respondent called to give evidence, Ms. Barbara Kenya, the District Environment Officer, Kibera Division, Mrs. Wilkister Magangi, the District Environment Officer, Dagoretti Division, Engineer Anthony Maina Kariuki, the Respondent's officer in charge of reviewing environmental impact assessment and environmental audit reports in the Compliance and Enforcement Division and Mr. Peter Ameyna Nyakundi, a geologist and an Environmental Impact Assessment (E.I.A.) expert from the Ministry of Energy, who had been assigned the responsibility of reviewing the Appellant's environmental audit report during the Respondent's process of review, which involved consultation with lead agencies.

5. The Tribunal visited the Appellant's filling station on 29th August, 2005.

6. In evidence, the Appellant objected to the Respondent's order for closure of the business on the ground that the petrol business supports not only his livelihood, but also provides employment to a number of people who stand to suffer if it is closed. He explained that he took over the petrol station from Mr. Jimmy Mwenja Komo who

owed him some money and upon the Tribunal's request, he produced a lease agreement dated 1st February, 2003 between him and the said Komo, indicating that the interest sold was the residue of a lease for five years and three months beginning 1st September, 2001. The Appellant also produced a copy of a lease agreement between the seller and the owners of land on which the petrol filling station is located, whose terms were, among other things, that the leased premises would be used for the purpose of a business, namely a "fuel tank" whereby vehicles would refill from Langata Road, that is outside the plot on which the business is sited.

7. The Appellant denied that the petrol filling station did not have underground storage tanks as alleged by the Respondent, arguing that the Audit Report prepared by his audit expert indicated that there were underground storage tanks. For a forecourt, evidence was that the facility uses a tarmacked forecourt in front of the filling station which, in Mr. Adnan Karama's own words, was a "public pavement used for a forecourt." As a measure against the risk of fire, it was stated that the Appellant stops people from throwing cigarette butts near his filling station. It was also the Appellant's evidence that as a measure against the risk of fire, he keeps a fire extinguisher in the facility. Therefore, in the Appellant's view, the facility and its operations were in compliance with provisions of E.M.C.A. No.8 of 1999, the Petroleum Act, Cap. 116, the Physical Planning Act, Cap. 286 and other legislation that apply to petroleum activities in Kenya.

8. The Appellant also denied the Respondent's ground that the location of the facility was out of character with its surroundings, being in close proximity to residential houses, a bus stop, a butchery, an open restaurant (*a nyama choma place*) and therefore should be shut down. It was argued that petrol stations are never established in a bush and that all of them are adjacent to a road because that is where there is business. In the proprietor's estimation, the petrol station is located 50 metres from the bus stop. Other witnesses estimated the distance to be approximately 20 metres.

9. The Appellant expressed the belief that the Respondent was being used by multinational oil companies to drive him out of business, arguing that there were companies operating under worse conditions. Moreover, it was argued, there were small petrol dealers with similar petrol filling stations which the Respondent had not closed. A number of photographs of such petrol filling stations in various parts of Nairobi were presented to the Tribunal. The Tribunal took note of the photographs and emphasizes the need for the Respondent's urgent and consistent regulatory attention on petrol stations that may not already be complying with pertinent regulatory measures.

10. In the Appellant's view, what the Respondent should have done was to inform the Appellant of the provisions of E.M.C.A. and other laws that the facility and its operations breached and then specify conditions on which to operate, including measures the Appellant should undertake in order to bring the facility into compliance with the law. It was also the Appellant's contention that subsequently, the Respondent should then have given them reasonable time within which to comply, instead of ordering the facility to be shut down completely. In the Appellant's view, the 14 days the Respondent gave the proprietor to close down was a very short period of time.

11. The Appellant disputed that there have been numerous complaints from members of the public about the facility because no one has complained to the proprietor about the petrol station. A declaration with signatures solicited from employees of businesses operating within the same premises was presented to show that the signatories have not had any problem with the business and that they supported it. Witnesses testified that the Appellant went around asking people whether they had experienced any problem with the station and those who had not had any problem with the station signed the declaration. It was admitted that residents of the neighbouring estates and other users of Langata Road were not signatories to the declaration.

12. In the end, the Appellant requested the Tribunal to grant him time to put measures in place to bring his facility into compliance with the law even though in cross examination, the proprietor of the petrol station pleaded ignorance about all of the requirements that would bring his facility into compliance with the law.

13. Witnesses for the Respondent defended the decision to close down the facility on the basis of an Audit Report prepared by the Appellant's audit expert, complaints received by members of the public and the Respondent's officers' findings during visits to the

Appellant's facility. It was the Respondent's evidence that the Audit Report prepared by the Appellant's expert presented a finding that the petrol filling station presented a major significant risk of harm to the environment and public health. Witnesses gave evidence that the Audit Report prepared for the Appellant was only recommendatory and did not indicate any aspect of the facility's operations that was right, which in their view, was a confirmation that the Appellant had not taken measures to ensure a safe and healthy environment.

14. Witnesses also testified that the existence of significant risk was confirmed when they visited the petrol station and found many 100-litre plastic containers with petrol in them, stored behind the petrol filling house. From the smell of the empty containers, they could tell that the content of the containers was petrol. They expressed the view that this presented a serious risk of fire. They also testified that they found a butchery and a cooking area within the same compound as the Appellant's petrol filling station and in close proximity and were concerned that the situation posed a public health risk.

15. Further, witnesses testified that they found that the Appellant's petrol filling station was not in compliance with requirements of E.M.C.A., the Petroleum Act and other laws governing petrol stations. They testified that the Appellant's facility lacked a forecourt constructed in the manner required by law to prevent soil contamination and therefore presented a high risk of soil contamination. It was their testimony that the facility also lacked drains for petrol and petrol mixtures; neither did it have an interceptor into which petrol, in case of spillage and petrol mixtures, could be drained.

16. Further, the Respondent's witnesses faulted the ventilation system of the Appellant's facility, pointing that it comprised a ventilation pipe which seemed to be connected to an underground tank, but did not extend above the roof of the building structure constructed above the tanks and there was no escape of petroleum vapour, creating a high risk of fire. It was also their evidence that the petrol filling station lacked a canopy to allow proper air circulation to safeguard the health of workers. They testified that during their two visits to the Appellant's facility, they noticed oil spills on the ground at the petrol station. They were, on one occasion, informed by the Appellant's employees that the facility used a nearby storm drain to drain untreated wastes from the petrol station. They testified that they found the Appellant's facility to be located very close to a bus stage and that this poses a danger of fire outbreak because pedestrians smoking along the side walk and on the Stage could throw down cigarette butts, thereby igniting fire.

17. On the basis of documents submitted before the Tribunal by the Appellant, it was the Respondent's evidence that the Appellant's facility was not in compliance with the law because what was produced as a certificate of compliance from the Director of Physical Planning lacked material particulars. It had no certificate number; approved development and approved plan numbers were missing; in the certificate, there was no reference to the documents submitted to the Director of Physical Planning and there was nothing to show what had been complied with; and it appeared to have been signed by an unauthorized person. The certificate was purportedly signed for the Director of Physical Planning but the name of the person who signed was not indicated. Moreover, Respondent's witnesses maintained, the filling station had no approved plans and expressed surprise that it was still in operation, even after so many orders were issued for its closure.

18. The Respondent's witnesses testified that their visit to the Appellant's facility was prompted by telephone calls from residents of the area and members of the public who complained that vehicles filling at the petrol station were obstructing pedestrians. Callers also complained about the smell from the petrol station and oil spillage at the nearby bus stop and that as the bus stage continues to be used by tankers delivering oil and vehicles filling at the station, pedestrians are pushed more and more into Langata Road. Witnesses testified that the complaints about obstruction were verified when Ms. Barbara Kenya visited the facility and found three *matatus* waiting to fill while a Metro Shuttle was behind them, trying to pick up passengers. They testified that they determined that there was a bus stage right by the petrol station because the place is marked by indentation from the road with broken lines.

19. The Respondent's witnesses denied that the Respondent is being used by multinational oil companies to drive the Appellant out of business and gave evidence that even well established petrol stations are being regulated by the Respondent. They gave the example of a well established petrol station on Kapiti Road that was recently

penalized for allowing their storm drains to get clogged. They further explained that the Respondent is not selective in its regulatory duties and that other smaller petrol stations which, like the Appellant's, are not in compliance with the law are either being subjected to the legal consequences of their operations, or will be, once the district environment officers in the respective areas are notified or become aware of such situations.

20. It was also the Respondent's evidence that by letter dated 11th February, 2005, which formed part of documents supporting the appeal, the Respondent's official pointed out to the proprietor of the facility areas in which the Appellant's petrol station was not in compliance with the law. Witnesses emphasized that although the Appellant was asking for time to make improvements, the location of the filling station would not allow for improvement that would bring the petrol station into compliance with the law. They testified that the facility is too close to Langata Road; it currently uses a bus stage and a pedestrian side walk for parking of vehicles, unloading and those filling petrol; it is too close to residential houses; it is also located at a high speed section of Langata Road, just after a roundabout and that there is hardly any room within the premises to construct a forecourt, drains, proper ventilation and that it has no room to allow vehicles to move in and out. It was the Respondent's testimony that because of these conditions, it was not only the Respondent that had ordered the petrol station closed but that orders to shut down operations had also been issued by the Ministry of Energy through its Permanent Secretary, the District Officer, Kibera, Nairobi City Council and the Office of the Provincial Commissioner by letter dated 30th May, 2005. Averments concerning orders for closure issued by the other government offices were not denied by the Appellant. Instead, the Appellant, through his counsel, Kithi, informed the Tribunal that the Appellant had been arrested in connection with an order for closure issued by the District Officer, Kibera.

21. During the hearing of the matter, it was stated and admitted by the Appellant's witness, Mr. Peter Kosmas Kamanda that there used to be a "nyama choma" place behind the building structure used as the filling station, but Mr. Gichamba, another of the Appellant's witnesses, testified that the *nyama choma* place was still in use. Adnan Karama, the proprietor of the petrol station, admitted that he could not chase or stop people from smoking near the petrol station. He also admitted that his facility did not have an interceptor for oil spill. It was also admitted that the Respondent gave the Appellant's proprietor a chance to be heard. The proprietor of the station, Mr. Adnan Karama, testified that upon receipt of the Respondent's letter dated 4th March, 2005, he visited Mr. Mbegera, an employee of the Respondent in the Compliance and Enforcement section and they held discussions in which aspects of the facility's operations that were not in compliance with the law were explained. The letter itself provides information to the same effect.

22. Pertinent issues arising for the Tribunal's consideration are: whether the Respondent gave the Appellant a chance to be heard; whether the Appellant's petrol station and its operations are in compliance with the law; whether the Appellant's petrol station and its operations pose actual and potential threats of damage to human health and the environment; whether the Respondent's notice to the Appellant to close down operations is *ultra vires* the Respondent's powers; whether in issuing a notice to the Appellant to close down operations, the Respondent was prompted by malice and bad faith; whether it is the Respondent that has the responsibility to carry out an environmental audit; whether the Appellant's facility and operations allow for implementation of mitigation measures to bring the Appellant into compliance with the law; whether it is reasonable for the Respondent to require the Appellant to close down the petrol station; and who pays litigation costs.

23. In addressing the issues, the Tribunal is not limited to E.M.C.A., but has the authority to apply environmental law and policy in Kenya, including international law and policy to which Kenya ascribes, in accordance with Rule 38 of the National Environment Tribunal Procedure Rules, 2003, Legal Notice No. 191 of 2003. Being a framework law, E.M.C.A. is necessarily supported by sectoral laws, and in consulting lead agencies is appraised of such laws and policies.

24. The Respondent is a governmental regulatory agency established under E.M.C.A. and placed with a variety of responsibilities that are intended to ensure a clean and healthy environment for all persons in Kenya. Its responsibilities include, carrying out surveys which assist in the proper management of the environment, initiating and evolving procedures and safeguards for the

prevention of accidents which may cause environmental degradation and monitoring and assessing activities including activities carried out by lead agencies in order to ensure that the environment is not degraded by such activities.

25. In the process of carrying out its functions, the law allows the Respondent to utilize a variety of legal tools, including environmental audit. Environmental audit is a systematic evaluation of ongoing activities, projects and processes to determine how far they conform to any approved environmental management plan of the specific project and to sound environmental management practices. Environmental audits are provided for under Part VII of EMCA and the Environmental (Impact Assessment and Audit) Regulations of 2003, Legal Notice No. 101 of 2003. They provide a basis of the Respondent's authorization of continuation of activities, subject to specified conditions or stoppage of activities.

26. In deciding whether an activity conforms to sound environmental management practices and the nature of likely negative impacts, account must be taken of information provided in an environmental audit report, the status of the environment in which an activity is being undertaken, including the location, and legal requirements of the activity in question.

27. The Appellant did not deny the Respondent's evidence that the Respondent's officials visited the facility on two occasions during which they held discussions with the Appellant's staff, on the first occasion and with the proprietor himself, on the second occasion and the issues concerning operations of the petrol station and its closure were discussed before the order for closure was issued. The proprietor, Mr. Adnan Karama also admitted that he held discussions with Mr. Mbegera, one of the Respondent's officials in charge of compliance and enforcement in Mr. Mbegera's office during which matters concerning operations of his petrol station and its closure were discussed and he was given a chance to respond. Therefore, there was no due process that was not observed and accordingly, ground number 1 of the Appeal, namely that the Appellant was not given an opportunity to be heard, fails.

28. The Tribunal has also considered the Appellant's claim that he stands to suffer irreparable damage if his facility is closed down. The Tribunal notes that some loss, for example, of jobs of the few employees of the Appellant might result from closure of the petrol station but holds the view that loss to the proprietor and anyone else dependent on the operations of his petrol station do not outweigh dangers to the public and the environment that the petrol station and its operations pose. The claim of irreparable damage can also not stand in view of the fact that the Appellant relocate and can re-constitute his petroleum operations elsewhere, in an appropriate location. The Tribunal notes that initially, the proprietor of the petrol station, Mr. Adnan Karama, was not an operator. He took over the petrol station to recover a debt owed to him by Mr. Jimmy Komo. He may, in any case, very well have fully recovered the money owed.

29. There was also no evidence adduced whatsoever to prove that by ordering the Appellant's facility closed, the Respondent intended to victimize the Appellant, a small petroleum trader at the behest of multinational companies. Moreover, in his submissions, the Appellant's counsel did not at all mention malice on the part of the Respondent.

30. Evidence adduced before the Tribunal shows that the Appellant's operations are not only not in compliance with the law; they also pose significant risk of damage to public health and the environment. At page 18 of the Audit Report, the Appellant's environmental audit expert presents a finding of "major significant impacts." The finding is preceded on page 17 by a clear indication that "the operation of the petrol station will continue to expose it as a high fire risk activity." Further, on page 14, the expert presents a statement that fuel storage next to water supplies may contaminate the water.

31. The evidence before the Tribunal shows that the petrol station lacks a forecourt to prevent soil contamination with oil, lacks properly constructed underground petrol storage tanks, lacks a proper drainage system, does not pre-treat oil wastes before channeling them into a nearby storm water drain, that the facility lacks a canopy for proper air circulation, that the petrol station is too close to a bus stop, that the facility uses part of a public side walk and bus stop, that the facility lacks proper ventilation, that it is located on a high speed section of Langata Road close to a roundabout, that it obstructs pedestrians and vehicles on a section of Langata Road and that it presents a high risk of fire.

32. The proprietor, Mr. Adrian Karuma admitted that untreated wastes from the facility are drained into a nearby storm water drain. He also admitted that he cannot stop pedestrians on Langata Road from smoking or throwing cigarette butts near his petrol station, meaning that he cannot prevent the high risk of fire that his petrol station poses. He also admitted that when big trucks bring in petrol, they park along Langata Road and do not get into the facility, which implies that he uses part of a public road for his personal operations despite the high risk of fire it poses. He also stated that what he refers to as a forecourt for his petrol station could be called "a public pavement used for a forecourt," which rules out doubt that pedestrians and other users of Langata Road are affected by his operations. He also admitted that he has no idea how his underground tanks were constructed and that he did not have nor has he had any inspection certificate in respect of the tanks. He also stated that he knew about an interceptor "just the other day." It was even more surprising that although he kept a first aid box as the only first aid measure against all the risks his facility pose, the proprietor, in his own words, did not know everything that should be contained in a first aid kit.

33. During the Tribunal's visit to the site, it was noted that the petrol station comprises a small building whose front wall borders a public side walk on Langata Road and from which petrol is dispensed from inside the building through a window which opens out to a public side walk. The effect is that vehicles which are refueling use the walk way as a forecourt and that is what the lease says the Appellant should do. The Tribunal also found that there is a bus stop very close to the building structure from which petrol is dispensed to the Appellant's customers; that trucks delivering oil at the station would block a large part of the road, thereby causing traffic jam and inconvenience to members of the public; that the side walk built for public use has been corroded as a result of the Appellant's activities; that the Appellant's facility shares a perimeter wall with residential houses; that there is no entrance for vehicles to the Appellant's petrol station from Langata Road and vehicles fill petrol from the road; that the petrol station lacks a canopy, neither does it have a forecourt; that what is referred to as a forecourt is actually a pedestrian walk; that there is a ventilation pipe from the appellant's underground petrol tanks that does not extend above the roof of the structure housing some two petrol dispensing machines; and that the petrol station has no drainage system. The Tribunal also noted in the lease agreement between the owners of Mawani House where the Appellant operates and Mr. Jimmy Komo, the person who sold the remainder of his lease to the Appellant, that the terms of the agreement include a clause to the effect that the petrol station "would be operated from Langata Road".

34. Further, the Tribunal finds that no evidence was adduced by the Appellant's witnesses, or anyone else to show that the Appellant's facility has not caused soil contamination, water pollution, air pollution and other negative impacts. The Audit Report prepared for the Appellant gives no indication of soil, water or other tests conducted to rule out the possibility of negative health and environmental impacts the facility may have caused. Moreover, G.N. Njuguna, the expert whom the Appellant's counsel, and earlier on, the proprietor promised to avail to explain the report, did not appear.

35. The Tribunal also finds that the Appellant was in breach of E.M.C.A., the Petroleum Act and other laws governing dealings in petroleum products in Kenya. Rule 30(6) of the Petroleum Rules under the Petroleum Act requires petrol storage tanks to be fitted with a vent pipe leading into open air. On the contrary, the Appellant's vent does not extend above the roof of the structure he uses as a petrol station in which the vent is constructed, thus hindering petrol fumes from freely flowing and this poses a high risk of fire.

36. Rule 22 of the same Rules require that for petroleum tanks of a capacity of 100 gallons, the distance between one tank and another, as well as the distance between one tank and boundary installations or buildings should be between 15 and 50 feet, depending on the type of petroleum product sold. However, although the proprietor and witnesses indicated that the capacity of the Appellant's tanks are between 6000 and 9000 litres, the distances between the two tanks and the distance between the tanks and the boundary is less than 15 feet. In fact, the two tanks were adjoining. The Appellant produced an expired single business permit from the City Council of Nairobi, which is not the licensing authority under the Petroleum Act.

37. The Tribunal finds that the certificate of compliance purportedly obtained from the Director of Physical Planning under the Physical Planning Act lacks material particulars. It does not indicate the approval plan number, approved sub-division and advisory plans

and contains no special conditions certified in the notification of approval. No satisfactory evidence was produced to explain the absence of the material particulars. Therefore, the certificate of compliance fails to indicate what the petrol station is in compliance with. There was also no evidence tendered to show the type of business the premises where the Appellant operates were meant for, which is why the Tribunal asked to be shown a Deed Plan, but none was availed.

38. Most importantly, the Tribunal finds that the location of the Appellant's facility is inappropriate and its situation does not allow for necessary remedial measures to be taken to bring the facility and its operations into compliance with the law. The place is too small to allow for construction of a canopy, proper underground storage tanks, a proper drainage system and interceptor. Therefore, the deficiencies of the facility are not capable of being remedied, no matter how much time the Appellant is given and therefore, it is reasonable for the Respondent to require the facility to be closed down completely. Even if the environmental audit had been re-done, it would not have changed the decision to close down.

39. In submissions, the Appellant's counsel argues that the Respondent has no statutory authority to enforce laws governing petrol stations or to remove traffic obstructions. First, it is noted that allegations of the Respondent's lack of jurisdiction to apply other laws than E.M.C.A. was raised, for the first time, in the Appellant's counsel's submissions and the Respondent was never given a chance to respond to them during the hearing. Secondly, the Tribunal finds that the Respondent is not restricted to provisions of E.M.C.A. and that E.M.C.A. and other laws confer on the Respondent power to order facilities that pose threats of damage to the environment and public health to be shut down. The Tribunal draws the Appellant's attention to section 9 of E.M.C.A., just to mention one of the relevant sections. Moreover, in the present case, there is no conflict between provisions of E.M.C.A. and the Petroleum Act. Even if there were, E.M.C.A. should prevail because under Section 148 of E.M.C.A., other laws are subject to E.M.C.A. Even if Section 148 did not exist, a more recent statute must be interpreted as repealing the older laws as correctly observed in the case of *Rodgers Muema Nzioka & 2 Others vs. Tionin Kenya Ltd.* (High Court Civil Case No. 97 of 2001) submitted by the Respondent's counsel.

40. In submissions, the Appellant's counsel also argues that instead of ordering the petrol station to be closed down completely, the Respondent should have issued the Appellant with a restoration order. In this regard, the Tribunal draws Appellant's attention to section 108 (4) (c) and (d) of E.M.C.A. which state, in part, that an environmental restoration order may require a person on whom it is served to cease to take any action which is causing or may contribute to causing pollution or an environmental hazard.

41. In submissions, Appellant's counsel also, for the first time, raised the issue of the Tribunal's lack of jurisdiction to apply laws other than E.M.C.A., arguing, in effect, that the Tribunal's application of laws governing petrol stations other than E.M.C.A. was outside of its mandate. In response, the Tribunal observes that this is a preliminary issue that the Appellant ought to have argued before the appeal itself was heard, as required by Rule 9 of the National Environmental Tribunal Procedure Rules, 2003, Legal Notice No. 191 of 2003. Having failed to raise the matter as a preliminary objection, the Appellant's counsel is precluded from presenting the argument in submissions. Further, the Tribunal can, under sections 129 (3) (b) and (c) and section 148 of E.M.C.A. apply other laws, including the Petroleum Act and the Physical Planning Act. For these reasons, the Appellant's counsel's argument of the Tribunal's lack of jurisdiction fails.

42. The Tribunal rejects the submission that under Section 68 of E.M.C.A., it is the Respondent's obligation to conduct environmental audits. The Tribunal notes that the argument was presented for the first time in the Appellant's counsel's submissions and the Respondent did not have a chance to reply to it. Further, the Tribunal observes that section 68 of E.M.C.A. provides that "the Authority shall be responsible for carrying out environmental audit..." This does not imply that the Authority shall itself conduct audits. The Authority can ask proprietors of on-going activities to conduct environmental audits and ensure that they comply. The position is clarified by Rule 31 (4) (a) of the Environmental (Impact Assessment and Audit) Regulations, 2003, Legal Notice No. 101 of 2003, which states, "The proponent of an ongoing project shall undertake an environmental audit of the project within a period of twelve months from the date of publication of these Regulations." Under this Regulation, the Respondent has

power to require the Appellant to conduct an environmental audit, as it did and as was acted upon by the Appellant through his expert Dr. Njuguna.

43. For the reasons explained, the Tribunal unanimously finds that the appeal fails and directs that:

- (a) The proprietor of A.K. Filling Station should immediately cease operation which should have been strictly reserved following the issuance of the stop order.
- (b) The Respondent should forthwith, take steps to enforce its notice to close down the Appellant's petrol station dated 4th March, 2005.
- (c) The Tribunal was asked by the parties to award costs. The Tribunal invites parties to make submissions on costs on November 14, 2005 at 9 o'clock in the morning under Rule 39(2) of the National Environmental Tribunal Procedure Rules, 2003, Legal Notice No. 191 of 2003. Following submissions, a ruling on costs will be given.

44. The Tribunal draws the attention of parties to the provisions of section 130 of the Environmental Management and Co-ordination Act (EMCA), 1999.

Dated the 3rd November, 2005.

DONALD KANIARU,  
Chairman,  
  
ALBERT MUMMA,  
STANLEY WAUDO,  
JANE DWASI,  
JOSEPH NJIHIA,  
Members.

#### GAZETTE NOTICE NO. 986

##### THE RECORDS DISPOSAL (COURTS) RULES

(Cap. 14, Sub. Leg.)

##### IN THE CHIEF MAGISTRATE'S COURT AT MAKADARA

##### INTENDED DESTRUCTION OF COURT RECORDS

IN ACCORDANCE with the Records Disposal (Courts) Rules, notice is given that three (3) months after the date of publication of this notice, the Principal Magistrate's Court at Makadara, intends to apply to the Chief Justice for leave to destroy the records, books and papers of the Principal Magistrate's Court at Nairobi as set out below:

Criminal cases	1987 to 1996
Traffic cases	1987 to 1996
Inquest cases	1991

A comprehensive list of all the condemned records that qualify to be disposed under the Act can be obtained and perused at the Principal Magistrate's Court Registry, Makadara.

Any person desiring the return of any exhibit or security document in any of the above cases must make his claim within the time stipulated in this publication and should do so before the expiry of the notice.

All exhibits to which no claim is substantiated before the destruction of the records shall, under section 4, be deemed to be part of the records for the purposes of disposal.

Dated the 31st January, 2006.

G. L. NZIOKA.  
Principal Magistrate, Makadara.

#### GAZETTE NOTICE NO. 987

##### THE TRADE UNIONS ACT

(Cap. 233)

##### REGISTRATION

PURSUANT to section 63 of the Trade Unions Act, notice is given that the Kericho and Migori Branches of the Tailors and Textile Workers Union, have been registered under the Trade Unions Act.

Dated the 1st December, 2005.

W. K. LANGAT,  
Senior Assistant Registrar of Trade Unions.

#### GAZETTE NOTICE NO. 988

##### THE TRADE UNIONS ACT

(Cap. 233)

##### REGISTRATION

PURSUANT to section 63 of the Trade Unions Act, notice is given that the Kisumu Branch of the Union of National Research and Allied Institutes Staff of Kenya, has been registered under the Trade Unions Act.

Dated the 4th January, 2006.

F. S. M. NG'ANG'A,  
Deputy Registrar-General.

#### GAZETTE NOTICE NO. 989

##### THE TRADE UNIONS ACT

(Cap. 233)

##### REGISTRATION

PURSUANT to section 63 of the Trade Unions Act, notice is given that Makomboki Tea Factory and Kathangariri Tea Factory Branches of the Kenya United Small-scale Tea Owners Association, have been registered under the Trade Unions Act.

Dated the 12th January, 2006.

W. K. LANGAT,  
for Registrar of Trade Unions.

#### GAZETTE NOTICE NO. 990

##### THE TRADE UNIONS ACT

(Cap. 233)

##### CHANGE OF NAME

PURSUANT to section 63 of the Trade Unions Act, notice is given that the Kenya Union of Private Schools Teachers and Allied Workers which was registered as a Trade Union on 24th May, 2002, has changed its name to Kenya National Union of Private Schools Teachers, and that such change of name has been duly registered in the Register of Trade Unions.

Dated the 19th January, 2006.

W. K. LANGAT,  
for Registrar of Trade Unions.

#### GAZETTE NOTICE NO. 991

##### THE BANKRUPTCY ACT

(Cap. 53)

##### RECEIVING ORDER AND CREDITORS' MEETING

(Under Rule 145 of the Bankruptcy Rules)

Debtor's name.—Peter Muigai Karira.

Address.—P.O. Box 351, Thika.

Description.—Businessman.

Date of filing petition.—5th January, 2006.

Court.—High Court of Kenya at Milimani Commercial Courts, Nairobi.

Cause No.—3 of 2006.

Date of order.—18th January, 2006.

Whether debtor or creditor's petition.—Debtor's petition.

Act of bankruptcy.—Inability to pay debts.

Date of creditors' meeting.—20th March, 2006.

Venue.—Sheria House, Ground Floor.

Time.—2.30 p.m.

Last day of filing proof of debt forms.—17th March, 2006.

Dated the 25th January, 2006.

F. S. M. NG'ANG'A,  
Deputy Official Receiver.

## GAZETTE NOTICE NO. 992

THE BANKRUPTCY ACT  
(Cap. 53)RECEIVING ORDER AND CREDITORS' MEETING  
(Under Rule 145 of the Bankruptcy Rules)*Debtor's name.*—Kiulu Kakie Ndeti.*Address.*—P.O. Box 41, Athi River.*Description.*—Businessman.*Date of filing petition.*—10th November, 2005.*Court.*—High Court of Kenya at Milimani Commercial Courts, Nairobi.*Cause No.*—163 of 2005.*Date of order.*—18th January, 2006.*Whether debtor or creditor's petition.*—Debtor's petition.*Act of bankruptcy.*—Inability to pay debts.*Date of creditors' meeting.*—20th March, 2006.*Venue.*—Sheria House, Ground Floor.*Time.*—2.30 p.m.*Last day of filing proof of debt forms.*—17th March, 2006.

Dated the 25th January, 2006.

F. S. M. NG'ANG'A,  
Deputy Official Receiver.

## GAZETTE NOTICE NO. 993

THE BANKRUPTCY ACT  
(Cap. 53)RECEIVING ORDER AND CREDITORS' MEETING  
(Under Rule 145 of the Bankruptcy Rules)*Debtor's name.*—John Wanjohi Njeru.*Address.*—P.O. Box 14534, Nakuru.*Description.*—Businessman.*Date of filing petition.*—8th December, 2005.*Court.*—High Court of Kenya at Milimani Commercial Courts, Nairobi.*Cause No.*—163 of 2005.*Date of order.*—18th January, 2006.*Whether debtor or creditor's petition.*—Debtor's petition.*Act of bankruptcy.*—Inability to pay debts.*Date of creditors' meeting.*—20th March, 2006.*Venue.*—Sheria House, Ground Floor.*Time.*—2.30 p.m.*Last day of filing proof of debt forms.*—17th March, 2006.

Dated the 25th January, 2006.

F. S. M. NG'ANG'A,  
Deputy Official Receiver.

## GAZETTE NOTICE NO. 994

THE BANKRUPTCY ACT  
(Cap. 53)RECEIVING ORDER AND CREDITORS' MEETING  
(Under Rule 145 of the Bankruptcy Rules)*Debtor's name.*—Joseph Nganga Burugu.*Address.*—P.O. Box 9699, Nakuru.*Description.*—Businessman.*Date of filing petition.*—8th September, 2005.*Court.*—High Court of Kenya at Milimani Commercial Courts, Nairobi.*Cause No.*—134 of 2005.*Date of order.*—8th December, 2005.*Whether debtor or creditor's petition.*—Debtor's petition.*Act of bankruptcy.*—Inability to pay debts.*Date of creditors' meeting.*—6th February, 2006.*Venue.*—Sheria House, Ground Floor.*Time.*—2.30 p.m.*Last day of filing proof of debt forms.*—3rd February, 2006.

Dated the 25th January, 2006.

F. S. M. NG'ANG'A,  
Deputy Official Receiver.

## GAZETTE NOTICE NO. 995

THE BANKRUPTCY ACT  
(Cap. 53)

## RECEIVING ORDER AND CREDITORS' MEETING

(Under Rule 145 of the Bankruptcy Rules)

*Debtor's name.*—Samuel Nganga.*Address.*—P.O. Box 14836, Nakuru.*Description.*—Businessman.*Date of filing petition.*—22nd December, 2005.*Court.*—High Court of Kenya at Milimani Commercial Courts, Nairobi.*Cause No.*—160 of 2005.*Date of order.*—18th January, 2006.*Whether debtor or creditor's petition.*—Debtor's petition.*Act of bankruptcy.*—Inability to pay debts.*Date of creditors' meeting.*—20th March, 2006.*Venue.*—Sheria House, Ground Floor.*Time.*—2.30 p.m.*Last day of filing proof of debt forms.*—17th March, 2006.

Dated the 25th January, 2006.

F. S. M. NG'ANG'A,  
Deputy Official Receiver.

## GAZETTE NOTICE NO. 826

THE ENVIRONMENTAL MANAGEMENT AND  
CO-ORDINATION ACT  
(No. 8 of 1999)

## THE NATIONAL ENVIRONMENT MANAGEMENT AUTHORITY

NOTICE TO THE PUBLIC TO SUBMIT COMMENTS ON AN  
ENVIRONMENTAL IMPACT ASSESSMENT STUDY REPORT FOR  
THE PROPOSED EXTENSION OF HIGH POINT HOTEL ON PLOT NO. L.R.  
209/4352 IN LOWER HILL AREA, OFF MOMBASA ROAD, NAIROBI

PURSUANT to regulation 21 of the Environmental (Impact Assessment and Audit) Regulations, the National Environment Management Authority (NEMA), has received an environmental impact assessment study report for the proposed extension of High Point Hotel, located in Lower Hill area, off Mombasa road in Nairobi, by High Point Hotel Management.

The proposed activity is to be carried out around Nyayo Stadium about 2 kilometres from the city centre of Nairobi, on plot L.R. No. 209/4352. The proposed project area is approximately 1.484 acre and is neighboured by the World Bank Offices, Imperial Bank, the Co-operative Bank of Kenya, Don Bosco Church among other organizations. This area is predominantly commercial.

The objective of the project is to meet the high demand of hospitality services.

The project anticipates the following impacts and mitigation measures:

Possible impacts	Mitigation measures	Possible impacts	Mitigation measures
1. Occupational health and safety standards	<ul style="list-style-type: none"> <li>(a) Ensure adherence to occupational health and safety rules and regulation.</li> <li>(b) Provide workers with appropriate personal protective clothing.</li> <li>(c) Prepare contingency plan for accidents response.</li> <li>(d) Creation of awareness on health, safety and environment.</li> </ul>	5. Noise Pollution	<ul style="list-style-type: none"> <li>(e) Conduct regular inspection of sewage pipes for blockage and damages and carry out timely fixing.</li> </ul>
2. Destruction of the physical environment: Soil erosion and loss of biodiversity	<ul style="list-style-type: none"> <li>(a) Restrict disturbance of flora and fauna only to construction area.</li> <li>(b) Demarcate area of movement.</li> <li>(c) Replant trees in areas where vegetation is unnecessarily removed.</li> <li>(d) Landscaping of all disturbed areas by appointing a company to do the same.</li> <li>(e) Retain trees, flowers and shrubs that are not on the construction line.</li> <li>(f) Trap roof top run-off, create recharge areas and channel of excess storm water through storm water drains to control surface run-off and soil erosion at site.</li> </ul>	6. Air and Dust pollution	<ul style="list-style-type: none"> <li>(a) Erecting of barriers around the construction site to buffer the noises.</li> <li>(b) Use of efficient equipment that produce less noise.</li> <li>(c) Control of truck movements and noisy equipment use.</li> <li>(d) Construction activities will take place during day time when most neighbours are at work.</li> </ul>
3. Solid waste, energy consumption.	<ul style="list-style-type: none"> <li>(a) Use of integrated solid waste management system; source reduction, recycling, re-use, combustion and sanitary land filling.</li> <li>(b) Provide solid waste handling facilities.</li> <li>(c) Ensure any solid waste for dumping is disposed off approximately at an authorized dumping site.</li> <li>(d) Contract private companies to collect and dispose off any waste that cannot be reused on regular basis.</li> <li>(e) Create awareness among workers on waste minimization.</li> <li>(f) Source materials from local suppliers and avoid over purchasing.</li> <li>(g) Proper planning of material transportation.</li> <li>(h) Ensure economical and responsible use of electricity.</li> <li>(i) Install energy saving equipment.</li> </ul>	7. Risks, accidents and fire hazards	<ul style="list-style-type: none"> <li>(a) Watering of all active construction areas as required to reduce dust.</li> <li>(b) All trucks ferrying soil, sand and other loose material will be covered.</li> <li>(c) Paving or application of non-toxic soil stabilizer on unpaved access roads and parking areas.</li> <li>(d) Planting of fast growing trees around the project site.</li> <li>(e) Spray of water during the construction work.</li> </ul>
4. Increased water demand.	<ul style="list-style-type: none"> <li>(a) Installation of gutters and tanks to trap storm water for domestic use and to help reduce withdrawal of borehole water.</li> <li>(b) Ensure economical use of water during construction and operational phase.</li> <li>(c) Ensure proper piping to avoid underground leaks.</li> <li>(d) Provide adequate and safe means of handling sewage generated.</li> </ul>		<ul style="list-style-type: none"> <li>(a) Ensure proper demarcation and delineation of the project area to be affected by the construction work.</li> <li>(b) Specify location for trailers, heavy vehicles and equipment and areas in the site which should be kept free of traffic and construction equipment.</li> <li>(c) Designate access routes and parking within the construction site.</li> <li>(d) Provide workers with protective clothing's and ensure workers are adequately trained on proper use of construction equipment.</li> <li>(e) Provide fire fighting equipment and train workers on their use.</li> </ul>

The full report of the proposed project is available for inspection during working hours at:

- (a) Director-General, National Environment Management Authority, Kapiti Road, off Mombasa Road, P.O. Box 67839-00200, Nairobi.
- (b) The Permanent Secretary, Ministry of Environment and Natural Resources, N.H.I.F. Building, P.O. Box 30521, Nairobi.
- (c) The Provincial Director of Environment, Nairobi Province, Nyayo House, 25th Floor.
- (d) District Environment Officer, Kibera.

The National Environment Management Authority invites members of the public to submit oral or written comments within sixty (60) days from the date of publication of this notice to assist the Authority in the approval process of the project to the Director-General, National Environment Management Authority, Kapiti Road, P.O. Box 67839-00200, Nairobi.

## GAZETTE NOTICE NO. 996

**THE ENVIRONMENTAL MANAGEMENT AND  
CO-ORDINATION ACT**  
(No. 8 of 1999)

**THE NATIONAL ENVIRONMENT MANAGEMENT AUTHORITY**  
NOTICE TO THE PUBLIC TO SUBMIT COMMENTS ON AN  
ENVIRONMENTAL IMPACT ASSESSMENT STUDY REPORT  
FOR THE PROPOSED CONSTRUCTION OF A NEW EXTRA NEUTRAL  
ALCOHOL PLANT AT AGROCHEMICAL AND FOOD COMPANY LIMITED  
FACTORIES AT MUHORONI

PURSUANT to regulation 21 of the Environmental (Impact Assessment and Audit) Regulations, the National Environment Management Authority (NEMA), has received an environmental impact assessment study report for the proposed construction of a new extra neutral alcohol plant from Agrochemical and Food Company Limited.

The proposed project will be located within the Nyanza Sugar Belt in Muhoroni Division of Nyando District along Muhoroni-Miwani Road, Nyanza Province.

The objective of the project is to construct a distillation plant for extra neutral alcohol used as a raw material in production of potable alcohol.

The project anticipates the following impacts and mitigation measures:

<i>Possible impacts</i>	<i>Mitigation measures</i>
1. Pollution of River Nyando	Pre-treatment of effluent before discharge.
2. Solid waste management	Sale of demolition material or store them as it awaits disposal.
3. Health and safety hazards	(a) Provision of safety procedures and personal protective equipment and containment of hazardous material. (b) Work will only be allocated to specialized firms. (c) Installation of fire-fighting equipment.
4. Noise pollution and dust generation during construction	(a) Provision of protective gear. (b) Adherence to Legal Notice No. 40 (Factories Rules, 1984).

The full report of the proposed project is available for inspection during working hours at:

- (a) Director-General, National Environment Management Authority, Kapiti Road, off Mombasa Road, P.O. Box 67839-00200, Nairobi.
- (b) The Permanent Secretary, Ministry of Environment and Natural Resources, N.H.I.F. House, P.O. Box 30521, Nairobi.
- (c) The Provincial Director of Environment, Nyanza Province.
- (d) District Environment Officer, Nyando District.

The National Environment Management Authority invites members of the public to submit oral or written comments within sixty (60) days from the date of publication of this notice to assist the Authority in the approval process of the project to the Director-General, National Environment Management Authority, Kapiti Road, P.O. Box 67839-00200, Nairobi.

Dated the 24th November, 2005.

R. W. MICHIEKA,  
*Director-General,*  
*National Environment Management Authority.*

## GAZETTE NOTICE NO. 997

**THE LOCAL GOVERNMENT ACT**  
(Cap. 265)

**THE CITY COUNCIL OF NAIROBI**  
LOWERING OF ADVERTISING CHARGES

IN EXERCISE of the powers conferred by section 148 (2) of the Local Government Act, the City Council of Nairobi has, with the approval of the Minister for Local Government, lowered advertising charges on billboards and other advertisements by fifty per centum (50%), with effect from 3rd February, 2006.

<i>Present charges</i>	<i>New Charges</i>
Per square metre KSh. 6,300	Per square metre KSh. 3,150

Dated the 7th February, 2006.

JOHN GAKUO,  
*Town Clerk.*

## GAZETTE NOTICE NO. 998

**THE LOCAL GOVERNMENT ACT**  
(Cap. 265)

**THE MUNICIPAL COUNCIL OF THIKA**

APPOINTMENT OF PUBLIC PROSECUTOR

IN EXERCISE of the powers conferred by section 260 of the Local Government Act, the Municipal Council of Thika has with effect from the date of this notice appointed—

WANYOKE JOSEPH MWANGI

legal clerk, to be a public prosecutor in subordinate courts for all offences under the Local Government Act or any by-laws of the Council whether under the aforementioned Act or otherwise.

By Order of the Municipal Council of Thika.

Dated the 28th October, 2005.

J. M. KIMANI,  
*Town Clerk.*

## GAZETTE NOTICE NO. 999

**TEITA ESTATE LIMITED**

CLOSURE OF PRIVATE ROADS AND FOOTPATHS

NOTICE is given that all private roads and footpaths on Teita Estate (Mwatate) L.R. No. 3880/5, 6924-11378-9487, will be closed to the public on Sunday, 19th February, 2006.

Dated the 3rd February, 2006.

P. A. KYRIAZI,  
*Managing Director*

## GAZETTE NOTICE NO. 1000

**KIMS MOTORS**

DISPOSAL OF UNCOLLECTED GOODS

NOTICE is given pursuant to the provisions of Disposal of Uncollected Goods Act (Cap. 38) of the laws of Kenya to the owner of BMW 318i, reg. No. KAN 822F, motor vehicle, to take delivery of the said vehicle from the garage of KIMS Motors, of P.O. Box 57518-00200, Nairobi, situated along Lusaka Road, Industrial Area, Nairobi, within thirty (30) days from the date of publication of this notice, upon payment of all outstanding repair and storage charges including the cost of publishing this notice, failure to which the said motor vehicle will be sold by public auction or private treaty and the proceeds of the sale shall be defrayed against all accrued charges.

Dated the 9th January, 2006.

SIMON KIMANZI KAKI,  
*Proprietor.*

## GAZETTE NOTICE NO. 1001

SPRAYMECH MOTORS LIMITED  
DISPOSAL OF UNCOLLECTED GOODS

NOTICE is given pursuant to the provisions of the Disposal of Uncollected Goods Act (Cap. 38) of the laws of Kenya to Invesco Assurance Company Limited, P.O. Box 52964, Nairobi, who deposited a motor vehicle reg. No. KAM 476P, registered in the names of Onesmus Kihara Mwangi, the to take delivery of the said motor vehicle from Spraymech Motor Limited ("the custodian"), of P.O. Box 35572-00200, Nairobi, within thirty (30) days from the date of publication of this notice upon payment of storage charges of KSh. 530,600 to date, failure to take delivery in accordance with this notice shall compel the custodian with no option other than to commence proceedings to sell the uncollected motor vehicle.

Dated the 30th January, 2006.

MUNYASYA & COMPANY,  
*Advocates for Spraymech Motors Limited.*

## GAZETTE NOTICE NO. 1002

THE KENYA NATIONAL ASSURANCE COMPANY (2001)  
LIMITED  
LOSS OF POLICY

*Policy No. 1478262 in the name and on the life of Rasam Gitari Mutonga.*

A REPORT has been made to this company regarding the above-numbered life policy, the original having been reported lost or stolen. Notice is given that unless objection is lodged to the contrary at the office of this company within thirty (30) days from the date of this notice, maturity value proceeds will be processed and the company's liability on the lost policy will immediately cease.

Dated the 9th June, 2005.

FRANCESCO OKINYI,  
*Head of Renewals and Checkoff.*

## GAZETTE NOTICE NO. 1003

## CHANGE OF NAME

NOTICE is given that by a deed poll dated 15th July, 2005, duly executed and registered in the Registry of Documents at Nairobi as Presentation No. 768, in Volume DI, Folio 304/1052, File No. DXXXII, by our client, Hezron Omondi Owiny, of P.O. Box 12635-00400, Tom Mboya, Nairobi in the Republic of Kenya, formerly known as Hezron Omondi, formally and absolutely renounced and abandoned the use of his former name Hezron Omondi, and in lieu thereof assumed and adopted the name Hezron Omondi Owiny, for all purposes and authorizes and requests all persons at all times to designate, describe and address him by his assumed name Hezron Omondi Owiny only.

Dated the 1st February, 2006.

OGONJI & TIEGO.  
*Advocates for Hezron Omondi Owiny,  
formerly known as Hezron Omondi.*

## GAZETTE NOTICE NO. 1004

## CHANGE OF NAME

NOTICE is given that by a deed poll dated 4th November, 2004, duly executed and registered in the Registry of Documents at Nairobi as Presentation No. 125, in Volume DI, Folio 282/876, File No. DXXXI, by our client, Joseph Benjamin Destiny, of P.O. Box 150-00100, Nairobi in the Republic of Kenya, formerly known as Wycliff Omondi Adhola, formally and absolutely renounced and

abandoned the use of his former name Wycliff Omondi Adhola, and in lieu thereof assumed and adopted the name Joseph Benjamin Destiny, for all purposes and authorizes and requests all persons at all times to designate, describe and address him by his assumed name Joseph Benjamin Destiny only.

Dated the 1st February, 2006.

OGONJI & TIEGO.  
*Advocates for Joseph Benjamin Destiny,  
formerly known as Wycliff Omondi Adhola.*

## GAZETTE NOTICE NO. 1005

## CHANGE OF NAME

NOTICE is given that by a deed poll dated 11th May, 2005, duly executed and registered in the Registry of Documents at Nairobi as Presentation No. 507, in Volume DI, Folio 351/1433, File No. DXXXII, by our client, Gabriel Nyaga Njeru, of P.O. Box 112, Ishiara in the Republic of Kenya, formerly known as Nyaga Gicugia, formally and absolutely renounced and abandoned the use of his former name Nyaga Gicugia, and in lieu thereof assumed and adopted the name Gabriel Nyaga Njeru, for all purposes and authorizes and requests all persons at all times to designate, describe and address him by his assumed name Gabriel Nyaga Njeru only.

Dated the 1st February, 2006.

H. M. J. UTUKU,  
*Advocate for Gabriel Nyaga Njeru,  
formerly known as Nyaga Gicugia.*

## GAZETTE NOTICE NO. 1006

## CHANGE OF NAME

NOTICE is given that by a deed poll dated 10th November, 2005, duly executed and registered in the Registry of Documents at Nairobi as Presentation No. 384, in Volume DI, Folio 391/1760, File No. DXXXII, by our client, Lazarus Mugo Ngatia, of P.O. Box 25583, Nairobi in the Republic of Kenya, formerly known as Lazaro Murekio Ngata, formally and absolutely renounced and abandoned the use of his former name Lazaro Murekio Ngata, and in lieu thereof assumed and adopted the name Lazarus Mugo Ngatia, for all purposes and authorizes and requests all persons at all times to designate, describe and address him by his assumed name Lazarus Mugo Ngatia only.

Dated the 30th January, 2006.

NGOBI & COMPANY,  
*Advocates for Lazarus Mugo Ngatia,  
formerly known as Lazaro Murekio Ngata.*

## GAZETTE NOTICE NO. 1007

## CHANGE OF NAME

NOTICE is given that by a deed poll dated 28th September, 2004, duly executed and registered in the Registry of Documents at Mombasa, as Presentation No. 81, in Volume B-13, Folio 740/2611, File No. 1637, by our client, Joseph Kenneth Mure, of P.O. Box 1225, Kilifi, in the Republic of Kenya, formerly known as Joseph Katana Baya, formerly and absolutely renounced and abandoned the use of his former name Joseph Katana Baya, and in lieu thereof assumed and adopted the name Joseph Kenneth Mure, for all purposes and authorizes and requests all persons at all times to designate, describe and address him by his assumed name Joseph Kenneth Mure only.

KENZI & KENZI,  
*Advocates for Joseph Kenneth Mure,  
formerly known as Joseph Katana Baya.*

**NOW ON SALE****ECONOMIC SURVEY, 2005****Price: KSh. 900****FINANCE BILL, 2005****Price: KSh. 300****2005/2006**

**ESTIMATES OF DEVELOPMENT  
EXPENDITURE  
OF THE  
GOVERNMENT OF KENYA  
FOR THE YEAR ENDING  
30TH JUNE, 2006**

**Price: KSh. 600****2005/2006**

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EXPENDITURE  
OF THE  
GOVERNMENT OF KENYA  
FOR THE YEAR ENDING  
30TH JUNE, 2006**

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THE following notes are for the guidance of persons submitting "copy" for inclusion in the *Kenya Gazette, Supplement, etc.*:

- (1) The *Kenya Gazette* contains notices of a general nature which do not affect legislation. They are, therefore, submitted to the Government Printer directly.
- (2) *Legislative Supplement* contains Rules and Regulations which are issued by the central Government. Because of this they must be submitted to the Government Printer through the office of the Attorney-General.
- (3) *Bill Supplement* contains Bills which are for introduction in the National Assembly.
- (4) *Act Supplement* contains Acts passed by the National Assembly.

All "copy" submitted for publication should be prepared on one side of an A4 sheet no matter how small the notice is, each page being numbered, and should be typewritten with double spacing. Copy should be clear, legible and contain no alterations.

Particular attention should be paid to the following points:

- (i) Signature must be supported by rubber-stamping or typing the name of the signatory in capital letters.
- (ii) Dates must be correct and filled in where necessary.
- (iii) Care should be taken to ensure that all headings to notices and references to legislation are up to date and conform with the Revised Edition of the Laws of Kenya.

**EXTRACT FROM THE CODE OF REGULATIONS, SECTION D—*****Kenya Gazette***

"D 40. (1) Communications for the *Kenya Gazette* should reach the Government Printer not later than 9 a.m. on Friday of the week before publication is desired. The Government Printer will not publish communications received after that hour until the next subsequent issue of the Gazette.

(2) Ministries will be required to pay for the *Kenya Gazette* and to meet the cost of advertising in it.

(3) It will facilitate work at the Press if Permanent Secretaries will forward Gazette notices to the Government Printer in time.

It is emphasized that these notes are for guidance only, but it is requested that persons submitting copy for publication first satisfy themselves that such copy is complete in every respect."

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With effect from 19th August, 2005, subscription and advertisement fee for the *Kenya Gazette* are as follows:

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