

(Legislative Supplement No. 11)

LEGAL NOTICE No. 66

(532/3)

## THE KENYA INDEPENDENCE ORDER IN COUNCIL 1963

(L.N. 718 of 1963)

IN EXERCISE of the powers conferred by section 4 (4) of the Kenya Independence Order in Council 1963, and of all other powers thereunto enabling him, the Governor-General hereby makes the following Order:—

THE KENYA INDEPENDENCE (AMENDMENT OF LAWS)  
(THE LAND ADJUDICATION ACT) ORDER, 1963

1. This Order may be cited as the Kenya (Amendment of Laws) (The Land Adjudication Act) Order, 1963, and shall be deemed to have come into operation on the 12th December 1963.

2. In this Order "Act" means the Land Adjudication Act.

Cap. 283.

3. Section 2 of the Act is amended—

(a) by inserting the words "at the request of a local authority" immediately after the word "Whenever", which appears in subsection (1) thereof;

(b) by substituting for the words "Part IV of the Trust Land Ordinance", which appear in subsection (2) thereof, the words "sections 208 and 209 of the Constitution".

Cap. 288.

(c) by inserting the words "at the request of a local authority" immediately after the word "Whenever", which appears in subsection (2) thereof;

(d) by deleting the words "other than Part II thereof", which appear in subsection (2) thereof.

4. Section 3 of the Act is amended by substituting for the words "Provincial Commissioner of the province", which appear therein, the words "Adjudication Officer of the district".

5. Section 5 of the Act is amended—

(a) by substituting for the words "Provincial Commissioner within whose province", which appear in subsection (1) thereof, the words "Civil Secretary of the region within which";

(b) by substituting for the words "District Commissioner shall publish", which appear in subsection (1) thereof, the words "Adjudication Officer shall publish";

(c) by substituting for the words "such District Commissioner", which appear in subsection (1) thereof, the words "the Regional Government Agent for the area";

(d) by substituting for the words "District Commissioner", which appear in subsection (2) thereof, the words "Regional Government Agent".

6. Section 9 of the Act is amended—

- (a) by substituting for the words "District Commissioner" wherever they appear therein, the words "Adjudication Officer";
- (b) by substituting for the words "his district", which appear in subsection (2) thereof, the words "the district".

7. Section 10 of the Act is amended—

- (a) by substituting for the words "The Provincial Commissioner within whose province any adjudication area is situate", which appear in subsection (1) thereof, the words "The Minister, after consultation with the local authority in whom the land is vested under section 208 of the Constitution";
- (b) by substituting for the words "District Commissioner", which appear in subsection (1) thereof, the words "Adjudication Officer";
- (c) by substituting for the words "Provincial Commissioner", which appear in subsection (1) (ii) thereof, the word "Minister";
- (d) by substituting for the words "District Commissioner, or a District Officer appointed by the District Commissioner", which appear in subsection (2) thereof, the words "Adjudication Officer or an officer to be appointed by the Adjudication Officer".

8. Section 15 of the Act is amended—

- (a) by substituting for the words "Part IV of Cap. 288 the Trust Land Ordinance", where they appear in subsections (3) and (4) thereof, the words "sections 208 and 209 of the Constitution";
- (b) by substituting for the words "Trust Land Board", which appear in subsection (3) thereof, the words "the County Council";
- (c) by substituting for the words "Trust Land Board", which appear in subsection (4) thereof, the words "the Government, the region or the county council as the case may be".

9. Section 17 of the Act is amended by substituting for the words "District Commissioner", which appear therein, the words "Regional Government Agent".

10. Section 21 (3) of the Act is amended by substituting for the words "Trust Land Board", wherever they appear therein, the words "county council".

11. Section 26 (1) of the Act is amended by substituting for the words "District Commissioner", which appear therein, the words "Regional Government Agent".

Made this 25th day of February 1964.

MALCOLM MACDONALD,  
*Governor-General.*