

**THE BRANDING OF STOCK (AMENDMENT)  
ACT, 1964**

**No. 30 of 1964**

*Date of Assent: 11th December 1964*

*Date of Commencement: 15th December 1964*

**An Act of Parliament to amend the Branding of Stock Act**

ENACTED by the Parliament of Kenya, as follows:—

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| <p><b>1.</b> This Act may be cited as the Branding of Stock (Amendment) Act, 1964.</p>  | <p>Short title.</p>                               |
| <p><b>2.</b> Section 2 of the Branding of Stock Act, hereinafter referred to as the principal Act, is amended—</p> <p>(a) by substituting for the words “an African” which appear in the definition of “distinctive mark”, the words “any person”;</p> <p>(b) by substituting for the words “ass, zebra”, which appear in the definition of “horse”, the word “donkey”; and</p> <p>(c) by substituting for the words “and ostriches”, which appear in the definition of “stock”, the words “camels, sheep and goats”.</p> | <p>Amendment of section 2 of Cap. 357.</p>        |
| <p><b>3.</b> Section 3 of the principal Act is amended by substituting for subsection (2) thereof a new subsection as follows—</p> <p>(2) The Director of Veterinary Services or a Regional Assembly may appoint any person to be an inspector of brands.</p>   | <p>Amendment of section 3 of principal Act.</p>   |
| <p><b>4.</b> The principal Act is amended by substituting for section 7 thereof a new section as follows—</p> <p>7. Every registered brand shall be in such form as may be prescribed by the registrar.</p>   | <p>Replacement of section 7 of principal Act.</p> |
| <p><b>5.</b> Section 8 (1) of the principal Act is amended by adding at the end thereof a proviso as follows—</p> <p>Provided that a public body may be allocated such number of different brands as the registrar may determine.</p>   | <p>Amendment of section 8 of principal Act.</p>   |

Replacement of sections 9, 10 and 11 of principal Act.

6. The principal Act is amended by substituting for sections 9, 10 and 11 thereof three new sections as follows—

How brands to be imprinted.

9. All brands shall be imprinted on stock as follows—

(a) the first brand shall be imprinted on the near hind leg below the stifle joint of the animal and every second or subsequent brand shall, when there is space sufficient for the purpose, be imprinted on the same part of such animal and at a distance of not less than one and a half inches from and directly below the last brand imprinted;

(b) where there is not sufficient space for the purpose, then such second or subsequent brand shall be imprinted on one of the following parts of such animal—

(i) off hind leg below the stifle joint;

(ii) near side of neck;

(iii) off side of neck;

(iv) near cheek;

(v) off cheek.

Publication of registered brands.

10. The registrar shall, as soon as possible after the 1st January in each year, publish in the Gazette a statement in Form A in the First Schedule to this Act of all brands registered under this Act during the last preceding year, with the names and addresses of their respective owners.

Brand directory.

11. The registrar shall, as soon as possible after the 1st January in each year, cause to be compiled a brand directory containing all the brands registered up to that date with the names and addresses of their respective owners, and shall cause a copy thereof to be forwarded as soon as possible after compilation to the Inspector-General of Police, every Regional Commissioner of Police, every inspector of brands and every poundmaster of whose appointment he has been notified.

7. Section 14 of the principal Act is amended by substituting for the words "at the end of each quarter in the Gazette immediately following the quarterly statement of brands registered", which appear therein, the words "as soon as practicable in the Gazette".

Amendment of section 14 of principal Act.

8. Section 16 (1) of the principal Act is amended by substituting for the word "cattle", wherever it appears therein, the word "stock".

Amendment of section 16 of principal Act.

9. Section 19 of the principal Act is amended by inserting the words "or a Regional Veterinary Officer", after the words "Director of Veterinary Services", wherever they appear therein.

Amendment of section 19 of principal Act.

10. The principal Act is amended by substituting for section 21 thereof a new section as follows—

Replacement of section 21 of principal Act.

Use of distinctive marks by stock owners to identify ownership of stock.

21. Nothing in this Act shall make it an offence for a stock owner to mark any of his stock with a distinctive mark to identify the ownership of such stock :

Provided that, save with the permission in writing of the registrar—

(i) neither letters nor figures shall form any part of such distinctive mark; and

(ii) such distinctive mark shall be dissimilar to any registered brand.

11. Section 25 of the principal Act is amended—

Amendment of section 25 of principal Act.

(a) by substituting for the word "shall", which appears in subsection (1) thereof, the words "may be required by an inspector of brands to"; and

(b) by substituting for the words "such hides", which appear in subsection (2) thereof, the words "any hides required to be retained".

12. Section 26 (1) of the principal Act is amended—

Amendment of section 26 of principal Act.

(a) by inserting after the words "every police officer", which appear therein, the words "in a Region"; and

(b) by substituting for the words "throughout Kenya", which appear therein, the words "in that Region".

Amendment of  
section 27 of  
principal Act.

**13.** Section 27 of the principal Act is amended—

(a) by deleting the word “quarterly”, which appears therein; and

(b) by substituting for the word “two”, which appears therein, the word “five”.

Amendment of  
section 28 of  
principal Act.

**14.** Section 28 of the principal Act is amended by inserting after the word “rules”, which appears therein, the words “generally for the better carrying out of the provisions of this Act, and without prejudice to the foregoing generality.”

Amendment of  
section 32 of  
principal Act.

**15.** Section 32 of the principal Act is amended by deleting the expression “other than an African (including a Somali)”, which appears therein.