

- (ii) adding at the end of column 2 in item 19 the words "and ~~Kisumu~~ District";
- (iii) adding at the end of column 2 in item 20 the words "Nakuru District, South Nyanza District, Kisii District and Kericho District"; and
- (iv) substituting for "Coast Province" wherever it appears the words "Coast Region".

Made this 3rd day of September 1963.

MALCOLM MACDONALD,  
Governor.

LEGAL NOTICE NO. 604

### THE KENYA ORDER IN COUNCIL 1963

(L.N. 245 of 1963)

IN EXERCISE of the powers conferred by section 11 of the Kenya Order in Council 1963, the Governor hereby makes the following Regulations:—

### THE KENYA (AMENDMENT OF LAWS) (MISCELLANEOUS AMENDMENTS) (No. 2) REGULATIONS, 1963

1. These Regulations may be cited as the Kenya (Amendment of Laws) (Miscellaneous Amendments) (No. 2) Regulations, 1963, and shall be deemed to have come into operation on the 1st June 1963.

Citation.

2. The laws specified in the first column of the Schedule to these Regulations are amended, in relation to the provisions respectively specified in the second column of the said Schedule in the manner specified in relation thereto in the third column of the said Schedule.

Amendment of s.

### SCHEDULE

#### AMENDMENTS

Law	Provision	Amendment
The Government Contracts Ordinance (Cap. 25)	Sections 3, 5	Delete "Governor" wherever it appears and substitute "Minister".
The Election Offences Ordinance (Cap. 66)	Section 2 (1)	(i) Delete "the Legislative Council" which appears in the definition of "election" and substitute "either House of the National Assembly, or of any Regional Assembly". (ii) Delete the definition of "Minister".
	Section 13 (3)	Delete "Governor in Council" and substitute "Minister".

## SCHEDULE—(Contd.)

Law	Provision	Amendment
The Witchcraft Ordinance (Cap. 67)	Section 9 (2) (a)	Delete "Provincial Commissioner of his province" and substitute "Civil Secretary of the Region".
	Section 9 (2) (c)	Delete and substitute the new paragraph following— (c) the Civil Secretary shall have power to suspend, reverse or alter any such order, and shall report such order and the action taken thereon to the Minister who shall also have power to suspend, reverse or alter any such order.
The Admiralty Police Ordinance (Cap. 96)	Section 2	Delete "Governor in Council" wherever it appears in the definition of "Admiralty Police Area" and substitute "Minister".
The Control of Detained Persons Ordinance (Cap. 93)	Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 13.	(i) Delete "Governor" wherever it appears and substitute "Minister".
		(ii) Delete "Provincial Commissioner Coast Province" which appears in the footnotes to sections 3 (1) and 4 and substitute "Civil Secretary, Coast Region".
The Foreign Prisoners Detention Ordinance (Cap. 96)	Sections 1, 2	Delete "Governor" wherever it appears and substitute "Minister".
The Fire Inquiry Ordinance (Cap. 103)	Section 5	Delete "Commissioner of Police" and substitute "Inspector General of Police in respect of the Nairobi Area, or the Regional Commissioner of Police in respect of a Region".
The Outlying Districts Ordinance (Cap. 104)	Section 10	Delete "for the information of the Governor".
	Section 3	Delete "The Minister may, by order, declare any district or part of a district" and substitute "The Regional Assembly of a Region may, by order in the Regional Gazette, declare that any district or part of a district within the Region".
	Section 4	Delete paragraph (b) and substitute the new paragraph following— (b) public officers, or persons acting under the orders of a public officer in the course of their duty".
	Section 5 and 6	Delete "Minister" wherever it appears and substitute "Civil Secretary of the Region, or the Regional Government Agent or an Assistant Regional Government Agent of the District"; delete the footnote.

## SCHEDULE—(Contd.)

Law	Provision	Amendment
The Outlying Districts Ordinance (Cap. 104)— ( <i>Cont'd.</i> )	Section 7 (1)	Delete "repay to the Governor any expenses which have been entailed upon the Government" and substitute "reimburse the Region or the Minister, as the case may be, for any expenses incurred by the Region or by the Government".
	Section 10	Delete "Minister may recover from a licensee any expenditure incurred by the Cabinet" and substitute "Region or the Minister, as the case may be, may recover from a licensee any expenditure incurred by the Region or the Government".
	Section 13	Delete "The Minister" and substitute "A Regional Assembly in relation to its Region".
The Public Collections Ordinance (Cap. 106)	Section 2	Insert in its alphabetical position a new definition as follows— "licensing authority" means a Regional Government Agent, a Civil Secretary or the Permanent Secretary as is appropriate.
	Section 4	Insert the following new subsection after subsection (1)— (1A) Where any person who desires to promote a collection in two or more districts within the same Region makes to the Civil Secretary of the Region an application in the prescribed manner specifying the purpose of the collection and the districts within which such collection is to be made, and furnishes the Civil Secretary with the prescribed information, the Civil Secretary may, subject to the following provisions of this section and to such conditions as he may think fit to impose, grant to such person a licence authorizing him to promote a collection for that purpose in those districts.
	Section 4 (2)	Delete "more than one district" and substitute "two or more Regions"; delete "Chief Commissioner" wherever it appears, and substitute "Permanent Secretary of the Ministry" in line three and "Permanent Secretary" in lines six and seven.
	Sections 4 (5), 4 (6) and 4 (8).	Delete "District Commissioner or the Chief Commissioner" wherever it appears, and substitute "licensing authority".

## SCHEDULE—(Contd.)

Law	Provision	Amendment
The Public Collections Ordinance (Cap. 106)— (Contd.)	Section 4 (6)	Delete the last three lines and substitute— against the decision of the licensing authority— (a) to the Regional Assembly, in the case of a decision of a Regional Government Agent or of a Civil Secretary; or (b) to the Minister, in the case of a decision of the Permanent Secretary; and the decision on such appeal shall be final and conclusive.
	Section 4 (8)	Delete and substitute— (8) Where an appeal is allowed, the licensing authority shall forthwith issue a licence or cancel the revocation, as the case may be, in accordance with the decision on the appeal.
	Section 13 (1)	Delete "Governor in Council" and substitute "Minister".
The Public Collections Regulations (Cap. 106 Sub. Leg.)	Rule 2	Delete.
	Schedule	Delete all words after "Countersigned" and substitute—  <i>Dated.....</i>  <i>Signature of [officer authorized by] licensing authority</i>
The Registration of Persons Ordinance (Cap. 107)	Sections 2, 4, 10, 16.	Delete "Governor in Council" and "Governor", wherever those words appear and substitute "Minister" in each case.
	Section 5 (2)	Delete "officer in the service of the Government" and substitute "public officer".
The Wakf Commissioners Ordinance (Cap. 109)	Sections 1, 6, 24 and 26.	Delete "Governor" wherever it appears and substitute "Minister".
	Sections 6 (1) (c) and 6 (1) (d).	Delete "Provincial Commissioner of the Coast Province" wherever it appears and substitute "Civil Secretary of the Coast Region".

## SCHEDULE—(Contd.)

Law	Provision	Amendment
The Public Holidays Ordinance (Cap. 110)	Section 2	Delete "all Government Departments" and substitute "all departments of the Government or of a Regional Assembly".
	Section 3	Delete "Governor" and substitute "Minister".
	Section 5	Delete "Government department" and substitute "department of the Government or of a Regional Assembly".
Declaration under section 3 of the Public Holidays Ordinance (Cap. 110 Sub. Leg.)		Delete "Northern Frontier District" and substitute "the North-Eastern Region and the Marsabit, Samburu and Isiolo Districts".
The Statistics Ordinance (Cap. 112)	Section 3 (1)	Delete "Governor" and substitute "Minister".
	Section 5 (1)	Delete "Governor in Council" and substitute "Minister".
The Statistics (Building) Regulations (Cap. 112 Sub. Leg.)	Schedule	Delete "Kitale Municipal Board" which appears in the Schedule and substitute "Kitale Municipal Council".
The Methylated Spirits Ordinance (Cap. 120)	Section 7 (1)	Delete "Commissioner of Police" and substitute "Inspector General of Police in respect of the Nairobi Area or the Regional Commissioner of Police in respect of a Region".
The African Foodstuffs Ordinance (Cap. 124)	Sections 3, 4	Delete "Provincial Commissioner" wherever it appears and substitute "Civil Secretary"; delete "Province" and "province" wherever they appear and substitute in each case "Region".
The Africans Exemption Ordinance (Cap. 126)		Delete "Provincial Commissioner" and "province" throughout the Ordinance and substitute "Civil Secretary" and "Region" respectively in each case.
The Immigration Ordinance (Cap. 172)	Sections 7 (2), 16 (1).	Delete "Governor in Council" wherever it appears and substitute "Minister".

Made this 30th day of August 1963.

MALCOLM MacDONALD,  
Governor.