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PUBLIC RECORD OFFICE

24. Grant's Gazelle -
 (a) East of Teavo River (*G. senegalensis*),
 (b) East of Kikuyu Escarpment
 (*G. roosevelti*),
 (c) Laikipia and Northern Frontier District
 (*G. notata* and *G. brightii*),
 (d) Masai Reserve (*G. robertsi*).

Not more than three to be shot in any district

25. Peter's Gazelle (<i>G. granti petersi</i>)	10
26. Soemmerring's Gazelle (<i>G. Soemmerringii</i>)	10
27. Thomson's Gazelle (<i>G. Thomsoni</i>)	8
28. Gerenuk (<i>Lithocranius walleri</i>)	4
29. Red Duiker (<i>Cephalophus natalensis</i>)	10
30. Blue Duiker (<i>Cephalophus monticola</i>)	10
31. Common Duiker (<i>Sylviscapra grimmia</i>)	20
32. Dik Dik (<i>Rynchotragus</i> species)	20
33. Pygmy Antelope (Suni) (<i>Nesotragus moschatus</i>)	10
34. Cotton's or Abyssinian Oribi (<i>Ourebia montana cottoni</i>)	6
35. Haggard's Oribi (<i>Ourebia montana haggardi</i>)	6
36. Kenya Oribi (<i>Ourebia montana kenya</i>)	8
37. Steinbuck (<i>Raphicerus campestris</i>)	10
38. Klipspringer (<i>Oreotragus oreotragus</i>)	4
39. Ward's Reedbuck (<i>Redunca redunca wardi</i>)	10
40. Chanler's Reedbuck (<i>Oreodorcus fulvorufula chanleri</i>)	4
41. Bushbuck (<i>Tragelaphus scriptus</i>)	unlimited
42. Colobus Monkey (<i>Colobus caudatus</i>)	6
43. Blue Monkey (<i>Cercopithecus albogularis manuensis</i>)	5
44. Lion (<i>Felis leo massaica</i>)	unlimited
45. Cheetah (<i>Acinonyx jubatus</i>)	1

Species	Number allowed.
B. - Animals which may be hunted, killed or captured under a resident's fourteen-day licence:-	
1. Buffalo (<i>Bos caffer</i>)	2
2. Oryx (<i>O. beisa</i>)	(Bulls) 2
3. Grevy's Zebra (<i>Equus grevii</i>)	2
4. Common Zebra (<i>Equus quagga granti</i>)	unlimited
5. Waterbuck (<i>Cobus ellipsiprymnus</i>) or sub-species	1
6. Lesser Kudu (<i>Strepsiceros imberbis</i>)	1
7. Topi (<i>Damaliscus corrigan</i>); of these all in Jubaland or Tanaland, 2 only in Masai Reserve and 1 only elsewhere.	4
8. Coke's Hartebeest (<i>Eubalis cokei</i>)	4
9. Hunter's Antelope (<i>Beatragus hunteri</i>)	4
10. Bongo (<i>Boocercus eurycerus</i>)	2
11. Impalla (<i>Aspyceros melampus</i>)	1
12. Situtunga (<i>Limnotragus spekei</i>)	2
13. Wildebeest (<i>Gorgon albojubatus</i>); of these all in the Masai Reserve only 1 elsewhere	3
14. Grant's Gazelle -	
(a) East of Tsavo River (<i>G. serengetae</i>),	
(b) East of Kikuyu Escarpment (<i>G. roosevelti</i>),	
(c) Laikipia and Northern Frontier District (<i>G. notata</i> and <i>G. brightii</i>),	
(d) Masai Reserve (<i>G. robertsi</i>).	
Not more than one to be shot in any one district.	
15. Peter's Gazelle (<i>G. granti petersi</i>)	4
16. Thomson's Gazelle (<i>G. Thomsoni</i>)	3
17. Soemmering's Gazelle (<i>G. soemmeringii</i>)	4
18. Gerenuk (<i>Lithocranius walleri</i>)	2
19. Red Duiker (<i>Cephalopus natalensis</i>)	4
20. Blue Duiker (<i>Cephalopus monticola</i>)	4
21. Common Duiker (<i>Sylvicapra grimmia</i>)	10
22. Dik Dik (<i>Rynchotragus species</i>)	10
23. Pygmy Antelope (Suni) (<i>Nesotragus moschotus</i>)	4
24. Cotton's or Abyssinian Oribi (<i>Ourebia montana cottoni</i>)	3

Species.	Number allowed.
25. Haggard's Oribi (<i>Ourebia montana haggardi</i>)	3
26. Kenya Oribi (<i>Ourebia montana Kenyae</i>)	1
27. Steinbuck (<i>Raphioerus campestris</i>)	5
28. Klipspringer (<i>Oreotragus oreotragus</i>)	2
29. Ward's Reedbuck (<i>Redunca redunca wardi</i>)	4
30. Chanler's Reedbuck (<i>Oreoderocas fulvorufula chanleri</i>)	2
31. Bushbuck (<i>Tragelaphus scriptus</i>)	unlimited
32. Lion (<i>Felis leo massaica</i>)	unlimited
33. Cheetah (<i>Acinonyx jubatus</i>)	1.

Any reply to this letter should be
addressed to—

THE SECRETARY,
BOARD OF TRADE,
GREAT GEORGE STREET,
WESTMINSTER, S.W.1.

and the following reference number
quoted—

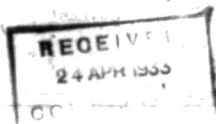
C.R.T. 882/33.

15
BOARD OF TRADE,

GREAT GEORGE STREET,

WESTMINSTER, S.W.1.

22nd April, 1933.



The Board of Trade present their compliments
to The Secretary of State for the Colonies
and beg to transmit herewith for information copy of a letter
of to-day's date which they have caused to be addressed to

Messrs. W. and G. Sidebotham,
Graisley Works,
Wednesfield,
STAFFS.

Reference to previous correspondence (if any):—

Your letter of 22nd March (3058/33).

N65

Copy.

Any further communication should be addressed to—

ASSISTANT SECRETARY,

at the address given opposite.

The following letters and number should be quoted—

F.T. 882/33.

Telegraphic Address:
COLASTA, PARI, LONDON.

Telephone No.: Whitehall 5140.



COMMERCIAL RELATIONS AND TREATIES
DEPARTMENT,
BOARD OF TRADE,
GREAT GEORGE STREET,

LONDON, S.W.1.
22nd April, 1933.

Gentlemen,

With reference to your letter of the 3rd February on the subject of the prohibition of the use of metal game traps in Kenya, I am directed by the Board of Trade to state that they are informed by the Colonial Office that with a view to restricting the practice of trapping game on account of the cruelty involved an ordinance has recently been enacted by the Government of Kenya, Section 4 (2) of which prohibits the use in the Colony, except on private ground or with special permission, of any form of trap or snare capable of catching any protected animal. A copy of the relevant section of the Ordinance is enclosed.

Copies of the Schedules to the Principal Ordinances referred to are also enclosed.

I am, Gentlemen,

Your obedient Servant,

Messrs. W. and G. Sidebotham,
Grainley Works,
Wednesfield,
STAFFS.

W. I. HOSKIN

Prohibition of
sale of traps,
gins or
snares.

4. (1) No person shall sell or barter or attempt to sell or barter any trap, gin, or snare which is capable of catching any animal mentioned in any of the Schedules to the Principal Ordinance without the permission in writing of the game warden.

Any person found in possession of any such trap, gin, or snare in such circumstances as to make it appear that such person is selling or bartering or about to sell or barter any such trap, gin, or snare, shall be liable to be arrested by any magistrate, justice of the peace, police officer, tribal police officer, game warden, or commissioned or non-commissioned officer of the King's African Rifles, and thereafter to be proceeded against and punished for committing a breach of the Principal Ordinance, unless such person can produce a permit in writing from the game warden permitting such person to sell or barter any such trap, gin, or snare.

(2) No person shall set, elsewhere than on private land, any trap, gin, or snare which is capable of catching any animal mentioned in any of the Schedules to the Principal Ordinance, without the permission in writing of the game warden.

Any person found in possession of any such trap, gin, or snare in such circumstances as make it appear that such trap, gin, or snare has been or is about to be set on land other than private land shall be liable to be arrested by any magistrate, justice of the peace, police officer, tribal police officer, game warden, or commissioned or non-commissioned officer of the King's African Rifles, and thereafter to be proceeded against and punished for committing a breach of the Principal Ordinance, unless such person can produce a permit in writing from the game warden permitting such person to set any such trap, gin, or snare:

Provided that where, in the opinion of a district officer a case of urgency or emergency exists, such district officer shall have power to sign and issue a permit under this sub-section on behalf of the game warden, and in every such case a copy of such permit shall be sent to the game warden as soon as possible.

(3) Any person who contravenes any of the provisions of this section for which no penalty is provided shall be guilty of an offence and shall be liable to a fine not exceeding one hundred pounds or to imprisonment for a term not exceeding six months, and any trap, gin, or snare in respect of which any offence under this section may be committed shall be confiscated.

FIRST SCHEDULE.

18

Part A.

Animals which may be hunted, killed or captured only under special licence:-

1. Elephant
2. Hippopotamus (in Lakes Elmenteita and Nakuru).
3. Rhinoceros.
4. Ostrich.

Part B.

Animals which may be hunted, killed or captured only by virtue of a Governor's permit:-

1. Giraffe (except in the administrative districts of Usin Gishu, Trans-Nzoia, Fort Hall and Machakos, in which districts giraffe may not be hunted, killed or captured under any circumstances).
2. Greater Kudu (except in the Northern Frontier Province and Turkana District.
3. Rean (except in the Southern Masai Reserve).
4. Sable.
5. Vulture (any species).
6. Owl (any species).
7. Fish Eagle.
8. Marabout.
9. Egrets of all species.
10. Ground Hornbill.
11. Grevy's Zebra (south of Uaso Nyiro River).
12. Kavirondo Crested Crane.
13. Impalla in the following areas: (a) In the Nyeri district bounded on the north by the Amboni and Bengai Rivers, on the east by Mount Kenya, on the south by the Chania River and on the west by the Aberdare Mountains; (b) From Kisumu following the railway line to Kibes Station, thence following the Kibes River to Lake Victoria.

SECOND SCHEDULE.

Part A.

Animals, the females of which are not to be hunted, killed or captured when accompanying their young, and the young of which are not to be hunted, killed or captured, except under Governor's Permit:-

1. Elephant.
2. Rhinoceros.
3. Hippopotamus.
4. Ostrich.

Part B.

1. Giraffe.
2. All Antelopes and gazelles mentioned in any schedule.

THIRD SCHEDULE.

A. - Animals which may be hunted, killed or captured under a visitor's or resident's full licence:-

Species	Number allowed
1. Buffalo (<i>Bos caffer</i>)	6 (Males).

Except in the following areas where buffalo are unlimited in number and sex:-

(a) The rectangular area bounded by Lake Baringo, Lake Solai and the top of the Laikipia Escarpment and more particularly described as follows:-

"Commencing at the trigonometrical beacon A2 Laikipia; thence bounded by the top of the Laikipia Escarpment to the trigonometrical beacon Matmanet; thence by the eastern top of that escarpment through the points 6140, 7776, 6506 across the Ol Arabel River to the trigonometrical beacon Ngelesha South (7457); thence by the top of the escarpment northerly to the Ol Mukatan River; thence by a straight line due west to the shore of Baringo Lake; thence by that shore southerly to the Ol Arabel River; thence by that river up-stream to its intersection with the Baringo Road; thence by that road southerly to Lake Hannington; thence by the eastern shore of that lake to its most southerly point; thence by a straight line southerly to the most northerly point of Lake Solai; thence by a straight line easterly to the point of commencement." (Reference E.A.P. Map "Baringo" North A/37/S.)

(b) The area bounded by the Fort Hall Road, Maragua, Tana and Thika rivers and more particularly described as follows:-

Commencing at the intersection of the Thika River with the Fort Hall Road; thence bounded by that road northerly to its intersection with the Maragua River; thence by that river down-stream to its junction with the Tana River; thence by that river down-stream to its junction with the Thika River; thence by the latter river up-stream to the point of commencement.

Species	Number allowed.
2. Hippopotamus (<i>H. amphibius</i>) Except as provided in the first schedule. Of these both may be shot in Lake Victoria and one only elsewhere	2
3. Kiang (<i>Taurotragus oryx</i>)	2
4. Fringe-eared Oryx (<i>O. callotis</i>)	2
5. Oryx (<i>O. beisa</i>)	6
6. Grevy's Zebra (<i>Equus grevii</i>) north of Northern Usao Nyiro.	6
7. Common Zebra (<i>Equus quagga granti</i>)	unlimited
8. Waterbuck (<i>Cobus defassa</i> or sub-species)	2
9. Waterbuck (<i>Cobus ellipsiprymnus</i> or sub-species)	2
10. Greater Kudu (<i>Strepsiceros strepsiceros</i>) (male) in Northern Frontier Province and Turkana District only	1
11. Lesser Kudu (<i>Strepsiceros imberbis</i>)	2
12. Roan (<i>Hippotragus equinus</i>) (male) in Masai Reserve only	1
13. Topi (<i>Damaliscus corrigum</i>). Of these all in Jubaland or Tanaland, 4 only in Masai Reserve and 2 only elsewhere.	8
14. Coke's Hartebeest (<i>Bubalis cokei</i>)	20
15. Nakuru Hartebeest (<i>Bubalis cokei nakuræ</i>)	1
16. Kenya Hartebeest (<i>Bubalis cokei kenyæ</i>)	1
17. Jackson's Hartebeest (<i>Bubalis lelwel jacksoni</i>)	2
18. Hunter's Antelope (<i>Beatragus hunteri</i>)	6
19. Thomas's Kob (<i>Adenota kob thomasi</i>)	1
20. Bongo (<i>Boocercus eurycerus</i>)	2
21. Impalla (<i>Aepyceros melampus</i>) except as provided in the first schedule	3
22. Situtunga (<i>Limnotragus spekei</i>)	2
23. Wildebeest (<i>Gordin albojubatus</i>); of these all in the Masai Reserve and 3 only elsewhere	12

24. Grant's Gazelle -

- (a) East of Tsavo River (*G. serengotae*),
 (b) East of Kiluyu Escarpment
 (*G. roosevelti*),
 (c) Laikipia and Northern Frontier District
 (*G. notata* and *G. brightii*),
 (d) Masai Reserve (*G. robertsi*),

Not more than three to be shot in any district.

25. Peter's Gazelle (<i>G. granti petersi</i>)	10
26. Soemmerring's Gazelle (<i>G. Soemmerringii</i>)	10
27. Thomson's Gazelle (<i>G. Thomsoni</i>)	8
28. Gerenuk (<i>Lithocranius walleri</i>)	4
29. Red Duiker (<i>Cephalophus natalensis</i>)	10
30. Blue Duiker (<i>Cephalophus monticola</i>)	10
31. Common Duiker (<i>Syrisapra grimaia</i>)	20
32. Dik Dik (<i>Rynchotragus species</i>)	20
33. Pygmy Antelope (Suni) (<i>Nesotragus moschatus</i>)	10
34. Cotton's or Abyssinian Oribi (<i>Ourebia montana cottoni</i>)	6
35. Haggard's Oribi (<i>Ourebia montana haggardi</i>)	6
36. Kenya Oribi (<i>Ourebia montana kenya</i>)	2
37. Steinbuck (<i>Raphicerus campestris</i>)	10
38. Klipspringer (<i>Oreotragus oreotragus</i>)	4
39. Ward's Redbuck (<i>Redunca redunca wardi</i>)	10
40. Chanler's Redbuck (<i>Oreodorcas fulvofulva chanleri</i>)	4
41. Bushbuck (<i>Tragelaphus scriptus</i>)	unlimited
42. Colobus Monkey (<i>Colobus caudatus</i>)	6
43. Blue Monkey (<i>Cercopithecus albogularis manuensis</i>)	6
44. Lion (<i>Felis leo massaica</i>)	unlimited
45. Cheetah (<i>Acinonyx jubatus</i>)	1

Species

Number
allowed.

B. - Animals which may be hunted, killed or captured under a resident's fourteen-day licence:-

Species	Number allowed.
1. Buffalo (<i>Bos caffer</i>)	2 (Bulls)
2. Oryx (<i>O. beisa</i>)	2
3. Grevy's Zebra (<i>Equus grevii</i>)	2
4. Common Zebra (<i>Equus quagga granti</i>)	unlimited
5. Waterbuck (<i>Cobus ellipsiprymnus</i>) or sub-species	1
6. Lesser Kudu (<i>Strepsicerus imberbis</i>)	1
7. Topi (<i>Damaliscus corriganus</i>); of these all in Jubaland or Tanaland, 2 only in Masai Reserve and 1 only elsewhere.	4
8. Coke's Hartebeest (<i>Bubalis cokei</i>)	4
9. Hunter's Antelope (<i>Beatragus hunteri</i>)	4
10. Bongo (<i>Bococercus eurycerus</i>)	2
11. Impalla (<i>Aepyceros melampus</i>)	1
12. Situtunga (<i>Limnotragus spekei</i>)	2
13. Wildebeest (<i>Gorgon albojubatus</i>); of these all in the Masai Reserve only 1 elsewhere	3
14. Grant's Gazelle -	
(a) East of Taave River (<i>G. serengetae</i>),	
(b) East of Kikuyu Escarpment (<i>G. roosevelti</i>),	
(c) Laikipia and Northern Frontier District (<i>G. notata</i> and <i>G. brightii</i>),	
(d) Masai Reserve (<i>G. robertsi</i>).	
Not more than one to be shot in any one district.	
15. Peter's Gazelle (<i>G. granti petersi</i>)	4
16. Thomson's Gazelle (<i>G. Thomsoni</i>)	3
17. Soemmerring's Gazelle (<i>G. soemmerringii</i>)	4
18. Serengeti (<i>Lithocranius walleri</i>)	2
19. Red Duiker (<i>Cephalophus natalensis</i>)	4
20. Blue Duiker (<i>Cephalophus monticola</i>)	4
21. Common Duiker (<i>Sylviscapra gramma</i>)	10
22. Dik Dik (<i>Rynchotragus species</i>)	10
23. Fygy Antelope (Suni) (<i>Neotragus moschotus</i>)	4
24. Cotton's or Abyssinian Oribi (<i>Ourebia montana cottoni</i>)	3

Species.	Number allowed.
25. Haggard's Oribi (<i>Ourebia montana haggardi</i>)	3
26. Kenya Oribi (<i>Ourebia montana Kenyae</i>)	1
27. Steinbuck (<i>Raphicerus campestris</i>)	5
28. Klipspringer (<i>Oreotragus oreotragus</i>)	2
29. Ward's Reedbuck (<i>Redunca redunca wardi</i>)	4
30. Chanler's Reedbuck (<i>Oreodorcas fulvorufula chanleri</i>)	2
31. Bushbuck (<i>Tragelaphus scriptus</i>)	unlimited
32. Lion (<i>Felis leo masaica</i>)	unlimited
33. Cheetah (<i>Acinonyx jubatus</i>)	1

Mr. *J. H. Thompson* 11/14
 Mr. *J. H. Thompson* 11/14
 Mr. Parkinson.
 Mr. Tomlinson.
 Sir C. Bottomley.
 Sir J. Shuckburgh.
 Perm. U.S. of S.
 Party. U.S. of S.
 Secretary of State.

DRAFT.

3 pm

Mr. Freestone presents his
 compliments to Mr. Weston and
 with reference to the letter from this
 Department No. 3058/33 dated 22nd
 March has pleasure in sending
 him a copy of the Kenya Game
 Ordinance, Chapter 161 and Amending
 No. 4 of Weston's No. Ordinance No. 25 of 1928.

C. O.

3058/33 Kenya.

255

C.D.
R. KARL
20

Mr. *Forley 19/3/33*

Mr. *Leeming 16/3/33*

Mr.

Mr. Parkinson.

Mr. Tomlinson.

Sir C. Bottomley.

Sir J. Shuckburgh.

Permi. U.S. of S.

Parly. U.S. of S.

Secretary of State.

22 March, 1933.

Sir,

I am etc. to acknowledge

the receipt of your letter, C.R.F.

882/33, of the 4th of March,

transmitting a copy of a letter

from Messrs. W. and G. Sidebotham

enquiring as to legislation

prohibiting the use of metal

game traps in Kenya, and to

for the info. of the B. of T.,
enclose a copy of an Ordinance

recently enacted by the Govt.

of Kenya, section 4(2) of which

prohibits the use in the Colony,

except on private ground, or

with special permission, of any

form of trap or snare capable of

catching any protected animal.

2. It is suggested that

a copy of this section of the

(No. 4)

DRAFT.

The Assistant Secretary,
Commercial Relations and
Treaties Department,
Board of Trade.

Kenya Ordinance No. XLIX of 1932.

(Encl. to No. 1)

Handwritten signature

Ordinance be sent to ~~the Company~~,

with an intimation that the Govt.
of Kenya has decided to restrict
the practice of trapping game on
account of the cruelty involved.

I am etc.

(Signed) J. E. W. FLOOD

26 14

Any further communication should be addressed to—

THE ASSISTANT SECRETARY,

at the address given opposite.

The following letters and number should be quoted:—

C.R.T. 882/33.

Telegraphic Address:

COLASTA, PARL, LONDON.

Telephone No.: Whitehall 5140.



COMMERCIAL RELATIONS AND TREATIES
DEPARTMENT,
BOARD OF TRADE,
GREAT GEORGE STREET,
LONDON, S.W.1.



3rd March, 1933.

Sir,

I am directed by the Board of Trade to transmit to you herewith copy of a letter which they have received from Messrs. W. and G. Sidebotham regarding a Bill to prohibit the use of metal game traps in Kenya, which is stated to have been introduced in the Legislative Council of the Colony.

I am to enquire whether the Secretary of State has any information regarding projected legislation of this character, and to say that the Board would be glad to be advised as to the reply which should be returned to the firm.

I have the honour to be,

Sir,

Your obedient Servant,

AK. Hoey

The Under-Secretary of State,
Colonial Office,
S.W.1.

Ans'd (S)

W. & G. SIDEBOTHAM,

Graisley Works,

Wednesfield,

Staffordshire.

February 3rd, 1933.

The Assistant Secretary,
Board of Trade.

Dear Sir,

We understand that a Bill to prohibit the use of Metal Game Traps has been introduced into the Kenya Legislative Council.

We should be glad to know if you would kindly let us have the full details of this Bill, or if you are unable to supply the information could you please let us know to whom we can apply for it.

If this Bill becomes effective it will be a serious matter for the British Trap Manufacturers and employees, as large quantities of Traps are exported to East Africa to catch all kinds of Vermin and Wild Animals.

Thanking you in anticipation,

Yours truly,

W. & G. SIDEBOTHAM.

(Initialled) A.V.S.

D/Leg.Co.11/52.

6th January, 1952.

SEPARATE

The Colonial Secretary of the Colony and Protectorate of Kenya presents his compliments to the Under Secretary of State for the Colonies and has the honour to transmit for information twelve copies of the following documents :-

Sessional Paper No. 1) - Copies of correspondence with the Secretary of State concerning Terms of Service, and of Secretariat Circular No. 48 of the 10th December, 1952.

Schedule of Additional Provision no. 2 of 1952, Rates of Land Grants, etc., 1.4.52. to 30.6.52. and 1.7.52. to 30.9.52.

Report of Select Committee on :-

- The Widows' and Orphans' Pensions (Amendment) Bill.
- The Non-European Officers' Pensions Bill.
- The King's African Rifles Bill.
- The Mining (Amendment) (No. 2) Bill.
- The Game (Amendment) Bill.
- Second Supplementary Estimates, 1952.

THE SELECT COMMITTEE OF LEGISLATIVE COUNCIL
APPOINTED TO CONSIDER AND REPORT UPON
THE PROVISIONS OF A BILL TO AMEND
THE GAME ORDINANCE.

Your Excellency,

We, the Members of the Select Committee of Legislative Council appointed by Your Excellency to consider and report upon the provisions of a Bill to amend the Game Ordinance, have the honour to report as follows:-

We recommend that the following amendments be made to the Bill:-

1. Clause 3. That Clause 3 of the Bill be deleted, and the subsequent Clauses be renumbered accordingly.

2. Old Clause 4, new Clause 3. That this Clause be amended by the addition of the following words at the end thereof:- "and by deleting the words 'or within five miles of any Railway'" which appear in the tenth and eleventh lines thereof and by inserting after subsection (c) thereof the following proviso:-

"Provided that nothing in this section contained shall be deemed to permit the setting on land other than private land of traps, gins, or snares capable of catching any animal mentioned in any of the Schedules to the Principal Ordinance."

3. Old Clause 5, new Clause 4. That this Clause be deleted and the following Clause substituted therefor:-

"Prohibition of sale of traps, gins, or snares.

4. (1) No person shall sell or barter or attempt to sell or barter any trap, gin, or snare which is capable of catching any animal mentioned in any of the Schedules to the Principal Ordinance without the permission in writing of the Game Warden.

Any person found in possession of

any such trap, gin, or snare in such circumstances as to make it appear that such person is selling or bartering or about to sell or barter any such trap, gin, or snare, shall be liable to be arrested by any magistrate, justice of the peace, police officer, tribal police officer, game warden, or commissioned or non-commissioned officer of the King's African Rifles, and thereafter to be proceeded against and punished for committing a breach of the Principal Ordinance, unless such person can produce a permit in writing from the game warden permitting such person to sell or barter any such trap, gin, or snare.

- (2) No person shall set, elsewhere than on private land, any trap, gin, or snare which is capable of catching any animal mentioned in any of the Schedules to the Principal Ordinance, without the permission in writing of the game warden.

Any person found in possession of any such trap, gin, or snare in such circumstances as make it appear that such trap, gin, or snare has been or is about to be set on other than private land shall be liable to be arrested by any magistrate, justice of the peace, police officer, tribal police officer, game warden, or commissioned or non-commissioned officer of the King's African Rifles, and thereafter to be proceeded against and punished for committing a breach of the Principal Ordinance, unless such person can produce a permit in

writing from the game warden permitting such person to set any such trap, gin, or snare;

Provided that where, in the opinion of a District Officer a case of urgency or emergency exists, such District Officer shall have power to sign and issue a permit under this sub-section on behalf of the game warden, and in every such case a copy of such permit shall be sent to the game warden as soon as possible.

- (3) Any person who contravenes any of the provisions of this section for which no penalty is provided shall be guilty of an offence and shall be liable to a fine not exceeding one hundred pounds or to imprisonment for a term not exceeding six months, and any trap, gin, or snare in respect of which any offence under this section may be committed shall be confiscated."

4. That a new Clause, to be numbered 5.b. added to the Bill, to read as follows:-

"Amendment of Section 35A of the Principal Ordinance." "5. Section 35 A of the Principal Ordinance is hereby amended by the insertion of the word "leopard" after the word "lion" in the tenth line thereof."

We have the honour to be,

Your Excellency's most obedient servants,

Sd. A. de V. Wade (Chairman)

Sd. T.D.H. Bruce (Member)

Sd. Francis Scott (Member)

Sd. J.L. Cotter (Member)

Nairobi,

21st December, 1952.

KENYA.

No. 39.



REG -
- 4 FEB 1933
COL. OFFICE

132
GOVERNMENT HOUSE,
NAIROBI,
KENYA.

12th January, 1933.

Sir,

Amund (3)
I have the honour to transmit two authenticated copies of "An Ordinance to Amend the Game Ordinance", No. XLIX of 1932, together with two copies of the Legal Report by the Attorney General.

2. This Ordinance passed its third reading in the Legislative Council on the 21st day of December, 1932, and I assented to it in the name of His Majesty on the 31st day of December, 1932.

3. Twelve printed copies of the Ordinance are also enclosed.

I have the honour to be,

Sir,

Your obedient servant,

BRIGADIER-GENERAL.
GOVERNOR.

THE RT. HONOURABLE
MAJOR SIR PHILIP CUNLIFFE - LISTER, P.C., G.B.E., M.C., M.P.,
SECRETARY OF STATE FOR THE COLONIES,
DOWNING STREET, LONDON, S.W.1.

LEGAL REPORT.

THE GAME (AMENDMENT) BILL, 1932.

This Bill amends the Game Ordinance (Chapter 161 of the Revised Edition) in the following respects:-

Clause 2 of the Bill extends the privileges of a serving officer's licence to members of the Indian Public Service.

Clause 3 of the Bill adds leopards to the categories of animals which may be killed on or adjacent to private land; removes the exception by which hunting was allowed within five miles of any railway; and makes it clear that it is not permitted to set traps, gins, or snares on land, other than private land.

Clause 4 (1) of the Bill provides that no person shall sell or barter any trap, gin, or snare which is capable of catching any protected animal without the permission of the Game Warden, and Clause 4 (2) provides that no person shall set, elsewhere than on private land, any trap, gin, or snare which is capable of catching any protected animal without the permission of the Game Warden ^{gives} and the necessary powers of arrest in case of any person found in possession of any trap, gin, or snare in such circumstances as make it appear that such trap, gin, or snare has been or is about to be set on land other than private land. In case of emergency a District Officer shall have power to sign and issue permit on behalf of the Game Warden. A

Proclamation adding leopard to the Third Schedule of the Principal Ordinance, thus making it a protected animal, will be issued by the Governor in Council as soon as the Ordinance has been assented to.

The reason for Clause 4 of the Bill is that trapping of leopards is being carried on on such a large scale as to upset the balance of nature. In addition, trapping is a very cruel method of killing, and Clause 4 imposes restrictions on this practice.

Under Section 35A of the Principal Ordinance it is prohibited to hunt, kill or capture game during the hours of darkness but that prohibition does not apply to the hunting, killing or capturing of any lion or cheetah within 25 miles of any private land. To these categories of animals leopard has been added by Clause 5 of the Bill.

In my opinion, His Excellency the Governor may properly assent to this Bill in the name and on behalf of His Majesty.



SOLICITOR GENERAL,
for ATTORNEY GENERAL.

Nairobi,

24th December, 1932.

This Bill amends the Game Ordinance (Chapter 161 of the Revised Edition) in the following respects:-

Clause 2 of the Bill extends the privileges of a serving officer's license to members of the Indian Public Service.

Clause 3 of the Bill adds leopards to the categories of animals which may be killed on or adjacent to private land; removes ^{the} exception by which hunting was allowed within five miles of any railway; and makes it clear that it is not permitted to set traps, gins, or snares on land, other than private land.

Clause 4 (1) of the Bill provides that no person shall sell or barter any trap, gin, or snare which is capable of catching any protected animal without the permission of the Game Warden, and Clause 4 (2) provides that no person shall set, elsewhere than on private land, any trap, gin, or snare which is capable of catching any protected animal without the permission of the Game Warden ^{gives} and the necessary powers of arrest in case of any person found in possession of any trap, gin, or snare in such circumstances as make it appear that such trap, gin, or snare has been or is about to be set on land other than private land. In case of emergency a District Officer shall have power to sign and issue permit on behalf of the Game Warden. A Proclamation adding leopard to the Third Schedule of the Principal Ordinance, ^{thus making it a protected animal} will be issued by the Governor in Council as soon as the Ordinance has been assented to.

The reason for Clause 4 of the Bill is that trapping of leopards is being carried on on such a large scale as to upset the balance of nature. In addition, trapping is a very cruel method of killing, and Clause 4 imposes restrictions on this practice.

Under Section 35A of the Principal Ordinance it is prohibited to hunt, kill or capture game during the hours of darkness but that prohibition does not apply to the hunting, killing or capturing of any lion or cheetah within 25 miles of any private land. To these categories of animals leopard has been added by Clause 5 of the Bill.

In my opinion, His Excellency the Governor may properly assent to this Bill in the name and on behalf of His Majesty.

[Sd.] T. D. H. BRUCE

SOLICITOR GENERAL,
for ATTORNEY GENERAL.

Nairobi.

24th December, 1932.

39 of 12/1/33



Colony and Protectorate of Kenya.

IN THE TWENTY-THIRD YEAR OF THE REIGN OF
HIS MAJESTY KING GEORGE V.
JOSEPH ALOYSIUS BYRNE, K.C.M.G., K.B.E., C.B.,
Governor.

Assented to in His Majesty's
name this 3 day of December, 1932.

J. BYRNE

Governor.

**AN ORDINANCE TO AMEND THE GAME
ORDINANCE**

No. XLIX of 1982

An Ordinance to Amend the Game Ordinance.

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

1. This Ordinance may be cited as "the Game (Amendment) Ordinance, 1982", and shall be read as one with the Game Ordinance (Chapter 161 of the Revised Edition), as amended by the Game (Amendment) Ordinance, 1928, herein together referred to as "the Principal Ordinance."

Short title.

No. 26 of 1928.

2. Sub-section (9) of section 17 of the Principal Ordinance, as amended by the Game (Amendment) Ordinance, 1928, is hereby amended by inserting after the word "Forces" the words "or in the Public Service of His Majesty in India."

Amendment of section 17 (9) of the Principal Ordinance.

3. Section 36 of the Principal Ordinance is hereby amended by inserting the word "leopard" after the word "lion" in the third line of the section, and by deleting the words "or within five miles of any railway" which appear in the tenth and eleventh lines thereof and by inserting after sub-section (e) thereof the following proviso:—

Amendment of section 36 of the Principal Ordinance.

"Provided that nothing in this section contained shall be deemed to permit the setting on land other than private land of traps, gins, or snares capable of catching any animal mentioned in any of the Schedules to the Principal Ordinance."

4. (1) No person shall sell or barter or attempt to sell or barter any trap, gin, or snare which is capable of catching any animal mentioned in any of the Schedules to the Principal Ordinance without the permission in writing of the game warden.

Prohibition of sale of traps, gins or snares.

Any person found in possession of any such trap, gin, or snare in such circumstances as to make it appear that such person is selling or bartering or about to sell or barter

any such trap, gin, or snare, shall be liable to be arrested by any magistrate, justice of the peace, police officer, tribal police officer, game warden, or commissioned or non-commissioned officer of the King's African Rifles, and thereafter to be proceeded against and punished for committing a breach of the Principal Ordinance, unless such person can produce a permit in writing from the game warden permitting such person to sell or barter any such trap, gin, or snare.

(2) No person shall set, elsewhere than on private land, any trap, gin, or snare which is capable of catching any animal mentioned in any of the Schedules to the Principal Ordinance, without the permission in writing of the game warden.

Any person found in possession of any such trap, gin, or snare in such circumstances as make it appear that such trap, gin, or snare has been or is about to be set on land other than private land shall be liable to be arrested by any magistrate, justice of the peace, police officer, tribal police officer, game warden, or commissioned or non-commissioned officer of the King's African Rifles, and thereafter to be proceeded against and punished for committing a breach of the Principal Ordinance, unless such person can produce a permit in writing from the game warden permitting such person to set any such trap, gin, or snare.

Provided that where, in the opinion of a district officer a case of urgency or emergency exists, such district officer shall have power to sign and issue a permit under this sub-section on behalf of the game warden, and in every such case a copy of such permit shall be sent to the game warden as soon as possible.

(3) Any person who contravenes any of the provisions of this section for which no penalty is provided shall be guilty of an offence and shall be liable to a fine not exceeding one hundred pounds or to imprisonment for a term not exceeding six months, and any trap, gin, or snare in respect of which any offence under this section may be committed shall be confiscated.

Amendment of section 35A of the Principal Ordinance.

5. Section 35A of the Principal Ordinance is hereby amended by the insertion of the word "leopard" after the word "lion" in the tenth line thereof.

Passed in the Legislative Council the twenty-first day of December, in the year of Our Lord one thousand nine hundred and thirty-two.

This printed impression has been carefully compared by me with the Bill which passed the Legislative Council and is presented for authentication and assent as a true and correct copy of the said Bill.

G. BERESFORD STOOKE.

Acting Clerk of the Legislative Council.

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OFFICE OF THE GOVERNMENT ...

GOVERNMENT NOTICE No. 750

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

G. BERESFORD STOOKE,
Acting Clerk of the Legislative Council.

A Bill to Amend the Game Ordinance.

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

1. This Ordinance may be cited as "the Game (Amendment) Ordinance, 1932" and shall be read as one with the Game Ordinance (Chapter 161 of the Revised Edition), as amended by the Game (Amendment) Ordinance, 1928, herein together referred to as "the Principal Ordinance." Short title.
No. 25 of 1928.

2. Sub-section (9) of section 17 of the Principal Ordinance, as amended by the Game (Amendment) Ordinance, 1928, is hereby amended by inserting after the word "Forces" the words "or in the Public Service of His Majesty in India." Amendment of
section 17 (9)
of the
Principal
Ordinance.

3. Section 18 of the Principal Ordinance is hereby amended by deleting the words "or to an officer in the public service of the Uganda Protectorate or Tanganyika Territory" and substituting therefor the words "or to a resident in the Uganda Protectorate, Tanganyika Territory or the Sudan." Amendment of
section 18 of
the Principal
Ordinance.

4. Section 36 of the Principal Ordinance is hereby amended by inserting the word "leopard" after the word "lion" in the third line of the section. Amendment of
section 36 of
the Principal
Ordinance.

Prohibition of
use of metal
traps.

5. (1) No person shall possess, sell or use any kind of metal trap which is designed to hunt, kill or capture any animal mentioned in any of the Schedules to the Principal Ordinance.

(2) Any person who contravenes the provisions of this section shall be guilty of an offence and shall be liable to a fine of one hundred pounds or to imprisonment for a term not exceeding six months, and any trap in respect of which the offence was committed shall be forfeited unless the Governor shall otherwise order.

(3) Nothing in section 35 or section 36 of the Principal Ordinance shall be deemed to render lawful the use of a metal trap for the purpose of hunting, killing or capturing any animal.

OBJECTS AND REASONS.

This Bill has two separate and distinct purposes. Clauses 2 and 3 extend the privilege of a serving officer's licence to members of the Indian Public Service, and the privilege of a resident's licence to residents of Uganda, Tanganyika Territory and the Sudan instead of only to members of the Public Service.

Clause 5 prohibits the possession, sale or use of metal traps designed to capture or kill game.

Clause 4 adds leopards to the categories of animals which may be killed on or adjacent to private land.

It is not anticipated that there will be any loss of revenue in consequence of the provisions of Clauses 2 and 3; on the contrary increased revenue may result.

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