

1934

1934

23236

KENYA

23236

C0533/450

Mental Disorders Bill.

Previous

3130/33.

Mr. Hood

15

Sir T. Stanton

23.4.35

W. Flood

25.11

R 297

25/1/36

R 309

1/27/36

Sir T. Stanton

3.2.36

R 297

2.3.36

309

5/3

R 297

1/14/36

R 309

16

R 297

16/7

Room 309

16/7

Mr Stanton

16

Mr Hood

16

R 297

16/1

Room 309

7/1

Mr Stanton

10

297

23/1

Room 309

24/1

R 297

26

297

27/1

Room 309

1/8

R 297

1/11/35

Room 309

14/11

Mr Stanton

16

Sir T. Stanton

2.9.36

W. Flood

29

R 297

98788

es.
Mental Disorders,
Bill.

Govs. Deputy Gorse 321 _____ Lecture 36

States that Director of Special Services who is at present
on leave wishes to obtain further information before draft
Bill is finally prepared.

? App in 6 months if the
Bill has not been received
before then.

At Gorse with
noted 16/1/35 17/1/35

You may have a chance of
mentioning this to Dr. Paterson

Dr. Gorse
16/1

I have given him a verbal introduction to Sir Hubert Bond
and have spoken to that gentleman who will see that the Board of
Control do all they can to help Dr. Paterson.

16.

RR

Received. vide minute of 16 July 34.

RR 16.1.35
Reg. 209

Dr. Paterson arrived back in Otago
towards the end of November.

Wait 3 months.

At Gorse with
17.1.35

Noted
17/4/35

Dr. Gorse
17.1.35

DM.

leaved wide mouth of 17 Jan 35

254.35
1947

See above

See page

was 3 months

Noted

W.B. Renteria

26 at one

leaved wide mouth above.

was 3 months

31.7.35
1947

C. J. Formicola

1931 above

Reconsidered as above

1/11/35

The anxiety about the passing of
the mental disorder Bill goes
back to 1931. See the memorial

2 17286/31 & the paragraph deleted
at the end of (No) on the file.

? Continue to wait

I think we might see how matters
stand

1/11/35

Sir Johnston

The position as regards lunatics in Kenya (and Uganda too) is not very satisfactory. They can send a man from Kenya to S. Africa for treatment but not to this country. There are other things to be considered too.

We know they have been busy drafting a new law and no doubt they are working largely on J. Gordon's advice which is probably unwelcome to lawyers in many ways.

The question of dealing legally with insanity is not at all easy and I am not inclined to do anything which might lead to hasty legislation.

However, it has been afoot for years and perhaps an enquiry would do no harm.

J.S.W. Flood
15.11.

Mr Flood

I wrote to Dr Peterson a little time ago about the treatment of mental diseases in Africa and asked him to look into the question in consultation with his colleagues at the Pan African Health Conference at Johannesburg. We might wait to hear what he says in reply. S.W. in two months.

J. Johnston
23.11.35

26/1/36
G

↓
yes
12.12.35
23.11.35 above

Please see minutes above

W.S.W.
R 297
28/1/36

2 Extract from Kenya Gazette Suppl. No 147.
date 19.11.35.

Received for record
Put by
C. J. Ross
11/2/36

As Stanton requires the minute of
20th November, if you have not
yet heard from Dr Paterson
? this might wait another
month.
C. J. Ross
11/2/36

Nothing more to Paterson
on this point wait.

A. Stanton
3.2.36
at once

Rec'd wife mins. above.

Wait another month.
C. J. Ross
11/2/36

Rec'd as directed by Hudson 29/7/36

This must go on waiting. R. A. by 1/2/36
J. J. O. J. 264 same

8 acc'd as directed

To Hudson R297/9
36

Sir T. Stanton

With reference to
your minute of 3rd February, if
you have not heard from
Dr Paterson, a reminder might
be sent ref ①?

C. J. Ross
1.9.36

There are other papers about
his general question of the treatment
of mental diseases in Kenya.
Dr Kamuge (Dr. ^{Uganda} ~~Kenya~~) did not
go to Johannesburg and so the
discussion I proposed did not
take place. In the meantime
a similar problem has arisen
in W.A. and Dr Campbell
Brown (formerly a member
of the Board of Control) is
now in W.A. studying it.

? This paper may be partly

A. Stanton
2.9.36

yes
J. J. O. J. 264 same

GOVERNMENT NOTICE No. 815

THE REMOVAL OF LUNATICS (EUROPEAN) ORDINANCE.

RULES.

IN EXERCISE of the powers conferred upon him by section 9 of the Removal of Lunatics (European) Ordinance (Chapter 123 of the Revised Edition), His Excellency the Governor has been pleased to make the following Rules:—

- 1. These Rules may be cited as the Removal of Lunatics (European) (Forms) Rules, 1935.
- 2. The forms of Order of Removal and Removal Warrant to be made under section 3 and section 6 respectively of the aforesaid Ordinance shall be in the forms set out in the Schedule hereto.

By Command of His Excellency the Governor.

Nairobi,

This 7th day of November, 1935.

A. DE V. WADE,
Colonial Secretary.

SCHEDULE.

THE REMOVAL OF LUNATICS (EUROPEAN) ORDINANCE

(Chapter 123 of the Revised Edition).

REMOVAL ORDER.

WHEREAS it has been made to appear to me that (name of lunatic) is a European lunatic and that the said is residing in the Colony :

NOW, THEREFORE, in exercise of the powers conferred upon me by section 4 of the Removal of Lunatics (European) Ordinance, being Chapter 123 of the Revised Edition of the Laws of Kenya, I hereby order the removal of the said to the Union of South Africa.

Given under my hand and the Public Seal of the Colony at Nairobi this day of, 19....

(L.S.)

Governor
of the Colony and Protectorate of Kenya.

**THE REMOVAL OF LUNATICS (EUROPEAN)
ORDINANCE**

(Chapter 123 of the Revised Edition)

REMOVAL WARRANT.

WHEREAS it has been made to appear to me that there is, residing within this Colony a European lunatic named *(insert name of lunatic)*

AND WHEREAS the said is mentally disordered and requires detention and treatment in an institution :

AND WHEREAS I have, in exercise of the powers conferred upon me by section 4 of the Removal of Lunatics (European) Ordinance, being Chapter 123 of the Revised Edition of the Laws of Kenya, made an order of removal under my hand and the Public Seal for the removal of the said to the Union of South Africa :

AND WHEREAS it is provided by section 6 of the said Removal of Lunatics (European) Ordinance that after making such Order of Removal a Removal Warrant shall be made out and signed and sealed by the Governor :

AND WHEREAS His Excellency the Governor General of the Union of South Africa has, by Proclamation No. 116 of 1922 dated the 18th day of July, 1922, declared that the provision of section 43 of the Mental Disorders Act, 1916, shall apply to the Colony of Kenya as from the date of the said Proclamation :

NOW THEREFORE, in exercise of the powers thereunto enabling me, I hereby issue this Warrant and direct you to remove the said from Kenya to the Union of South Africa and there deliver him to and for so doing this shall be sufficient authority to you and to the person to whom it may from time to time be delivered for execution.

Given under my hand and the Public Seal of the Colony at Nairobi this day of 19.....

(L.S.)

Governor

of the Colony and Protectorate of Kenya.

To the Superintendent of

..... and all whom it may concern.

Extract from Kenya Gazette Supplement No 47

19th Dec 1935

2

6



7
END
GOVERNMENT HOUSE
NAIROBI
KENYA

27 June 1934.

KENYA

NO. 321

Sir,

No 2.
31/6/34

I have the honour to refer to your despatch No. 380 of 17th May 1934, on the subject of the preparation of the revised Mental Disorders Bill, and to say that the Director of Medical Services who is at present on leave in England, wishes to obtain further information on certain aspects of the matter on which he and Dr. H. L. Gordon were unable to agree, before the draft Bill is finally prepared.

I have the honour to be,

Sir,

Your most obedient, humble servant,

J. H. Wilson
GOVERNOR'S DEPUTY.

THE RIGHT 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.