

X 1930

15970

KENYA

CO 533/393

X 1930

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REGISTRATION OF TITLES

(AMENDMENT) ORDINANCE 1929

Previous

Gov. 3748
1912
10503/149
(20/11/1912)

Subsequent

1031/32

XEA

9/1

Mr. Bluff

10/11

Mr. Asana

11/11

Mr. Allan

16/11

Mr. ...

16/11

Mr. ...

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Mr. ...

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Gov. Grigg. 764. 11th Decr. 29.

One authenticated and 10 printed copies to Library.

The two authenticated and 10 printed copies of the Registration of Titles (Amendment) Ordinance, 1929, together with copies of the Legal Report

Mr. Sturt

Have you any legal notes please

Concliff

If the Debt has no hours or an
less... I do suggest that the
minutes - Subject to legal notes
I have noted

Es. Room 24
Knohl
11/11
Ward Concliff
11/11
11/11

6/1/30
15/1/30
M. Allen

11/11

2 1/2 to Gov by - 1 Home - 17 JAN 1930 - 9/3

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KENYA:

No. 764

GOVERNMENT HOUSE
NAIROBI
KENYA

RECEIVED
6 JAN 1930
COL. OFFICE

11 December, 1929.

My Lord,

I have the honour to submit two authenticated copies of the Registration of Titles (Amendment) Ordinance, 1929, together with ten additional copies, and two copies of a legal report by the Attorney General, which states the reasons for the measure.

This Ordinance passed its third reading in Legislative Council on the 25th. October, 1929, and was assented to in His Majesty's name on the 16th. November.

I have the honour to be,

My Lord,

Your Lordship's most obedient, humble servant,

Edward Gigg
GOVERNOR.

THE RIGHT HONOURABLE LORD PASSFIELD, P.C.,
SECRETARY OF STATE FOR THE COLONIES,
DOWNING STREET,
LONDON, S.W.

Amued-67-17 JAN 1930 9/5



Colony and Protectorate of Kenya

IN THE TWENTIETH YEAR OF THE REIGN OF
HIS MAJESTY KING GEORGE V.

EDWARD WILLIAM MACLEAY GRIGG,

K.C.M.G., K.C.V.O., D.S.O., M.C.

Governor.

Assented to in His Majesty's
name this 6th day of June
1929.

EDWARD GRIGG,

Governor.

An Ordinance to Amend the Registration of
Titles Ordinance.

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

1. This Ordinance may be cited as "the Registration of Short title
Titles (Amendment) Ordinance, 1929," and shall be read as
one with the Registration of Titles Ordinance, (Chapter 142
of the Revised Edition) hereinafter referred to as "the Prin-
cipal Ordinance."

Amendment of section 1 of the Principal Ordinance.

2. Section 1 of the Principal Ordinance is hereby amended by the insertion of the following sub-section after sub-section (2) thereof:

(2A) Nothing in this Ordinance contained shall apply to land in respect of which a lease has issued from the Crown for a term of years and in respect of which the Crown has covenanted to grant a further lease upon compliance with building conditions, and such renewal or extension of lease may be made, issued and registered as though this Ordinance had never been enacted.

Ordinance not to apply to grants

3. This Ordinance shall not apply to grants issued under the Principal Ordinance before the date of this Ordinance.

Option to lease or grant under the Principal Ordinance

4. Notwithstanding anything contained in section 2 of this Ordinance a lessee may elect to have a further lease or grant under the Principal Ordinance and in that event such lease or grant shall be issued under the Principal Ordinance and shall be subject to the Principal Ordinance as though this Ordinance had never been enacted.

Passed in the Legislative Council this twenty-third day of October in the year of Our Lord one thousand nine hundred and twenty-nine.

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. R. SANDFORD,

Clerk of the Legislative Council.

LEGAL REPORT.

THE REGISTRATION OF TITLES (AMENDMENT)
BILL, 1929.

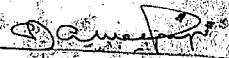
5
END

Some years ago there were many leases issued from the Crown for a term of 25 years, providing for an extension of term of 99 years upon compliance with building conditions. These leases are now beginning to expire, and it has become necessary to issue further leases in accordance with the covenant for the extended term. The only way in which this can be done is to issue a grant under the Registration of Titles Ordinance (Chapter 142 of the Revised Edition of the Laws of Kenya), and existing encumbrances such as mortgages have to be re-imposed after issue of the grant, because that Ordinance does not admit of the English form of mortgage.

If it were possible to endorse the original leases with the extension of the term, the existing encumbrances would be automatically carried forward over that term and thus trouble and expense to the public would be obviated. The Amending Bill is designed to grant this facility. Provision is also made for the continuation of the present system in any case where it is desired.

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

Nairobi,
16th November, 1929.


ATTORNEY GENERAL.

1930

Kenya

No. 15972

SUBJECT

CO 533/393

Administrative Officers Wives

Accompanying on Tour

Previous

CO 533/29
(April 1930)

Subsequent