

KENYA
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Northway 372
1921
15 inch.
Self-sticking Paper
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Order 1. 1921
Crownlands (Discharged Soldiers Settlements)

Submit

Mr. Chamberlain
Mr. Parkinson
These copies to library
to Mr. Chamberlain
1921

This clears up the position
and consolidates the existing
orders.

The following changes are made
for the condition of allotment
already originally laid down:

(1) Class A farms

(a) allottees may now complete

the title by 1st July 1921 or

within 6 months of discharge, whichever

is the later. (6) mortgage allowed before the settlement
commences have been ~~fully~~ ^{fully}

(2) Class B farms

(a) Payment of instalments

(Final) 111
May 21

Self-sticking Paper

purchase price begins 5 years after date of allotment instead of 2.

(b) If purchaser agrees to pay in 10 or less yearly instalments, no interest charged on unpaid purchase money.

(c) Period within which farm must be occupied for 6 months is increased from 2 to 3 years from date of allotment. The period within which allottees must present themselves in the colony is similarly extended.

(d) Transfer permitted when 25% instalment of 50% of purchase price is paid up.

(e) Mortgage to persons other than discharged soldiers permitted before the whole purchase price has been paid.

(f) Discharged soldier may complete title before discharge.

I see no objection to any of these changes. I am afraid the discharged soldiers have had a hard time, and any concessions that are possible to make to

§ 8 (4)

§ 8 (4)

§ 8 (4)

§ 8 (7)

§ 8 (8)

§ 8 (8)

§ 9

and

enable them to carry on and make good should certainly be granted.

If there are no legal objections to the Order.

Sanction L.F.
(Have sent a copy to the Governor at the O.S.O.)
C. J. J. 27/4/21

Done C. J. J. 27/4/21

The Ord. in my opinion affects the purposes for which it was introduced.

A. J. 2 May 21

M. Wood
Secy to Govt

The Governor has done his best to make things easy for the discharged soldiers.

Sanction L.F.

W. J. J. 2/7/21
3/5/21

~~M. Wood~~
Secy to Govt

Recie. to his Excellency

Protectorate of Kenya.

No. 372

GOVERNMENT HOUSE
NAIROBI.

20164
25 MAR 21

15th March, 1921.

Sir,

3629/20
Ordinance.
Statement.
Comparative Table.

With reference to Viscount Milner's despatch No.1174 of the 14th August, 1920, I have the honour to transmit herewith two authenticated and ten printed copies of "The Crown Lands (Discharged Soldiers Settlement) Ordinance, 1921," which has been passed by the Legislative Council, together with a Statement of Objects and Reasons and a Comparative Table prepared by the Attorney General.

2. I have assented to the Ordinance in the name of His Majesty.

I have the honour to be,

Sir,

Your humble, obedient servant,

Richard Mathey

GOVERNOR.

THE RIGHT HONOURABLE
WINSTON CHURCHILL, P.C., M.P.,
SECRETARY OF STATE FOR THE COLONIES,
DOWNING STREET,
LONDON, S.W.

INCLOSURE

In Despatch No. 37 of 1921

THE CROWN LANDS (DISCHARGED SOLDIERS SETTLEMENT) ORDINANCE, 1921.

STATEMENT OF OBJECTS AND REASONS.

20/3/25¹⁰
 This Ordinance was passed to make the following changes in the 1919 Ordinance, (1) to allow the time for receiving applications for Class A farms to be extended; (2) to extend the period for payment of the purchase price from two to five years; (3) to permit allotment to serving soldiers; (4) to permit owners of A farms to mortgage before fulfilling residential conditions; (5) to permit transfer of B farms on easier conditions; and (6) to exempt the next of kin of a discharged soldier from the provisions restricting sale or transfer.

It was thought more convenient to replace the Ordinance of 1919 and the 1920 Amendment by the present Ordinance rather than make a number of amendments.

Nairobi,

Sd. H. W. L. G. G. G. G.

ATTORNEY GENERAL.

8th day of March, 1921.

THE CROWN LANDS (DISCHARGED SOLDIERS BENEFIT) ACT
ORDINANCE, 1919.

COMPARATIVE TABLE.

Section.	Remarks.
1.	Short title.
2.	As in the 1919 Ordinance.
3.	<p>Eligibility of applicants for land under the Ordinance.</p> <p>Proviso in Section 3 of the 1919 Ordinance omitted providing that no serving soldier should be granted a title until his discharge.</p>
4.	As in the 1919 Ordinance.
5.	As in the 1919 Ordinance.
6.	As in the 1919 Ordinance.
7. (1)	<p>Rent payable on 1st January in each year commencing 1921.</p> <p>(2) Same as Section 7 (1) of the 1919 Ordinance.</p> <p>(3) Same as the 1919 Ordinance except that mortgage is excluded from the methods of transfer prohibited until residential conditions are fulfilled; and the next of kin are made exempt from the provisions of this subsection;</p> <p>(4) Same as the 1919 Ordinance except that it allows</p>

allows an applicant still serving to complete his title within 6 months of discharge.

3. (1) As in the 1919 Ordinance;
- (2) do;
- (3) do;
- (4) Ordinance
As in the 1919/ except that payment of instalments to commence five years after allotment instead of two, and that purchaser may agree to pay by 10 or lesser number of yearly instalments commencing 5 years after allotment and no interest payable on unpaid purchase money;
- (5) Rent payable as from 1st January, 1921 and thereafter on every 1st January;
- (6) As in the 1919 Ordinance except that period within which purchaser must occupy for 6 months is extended from 2 to 3 years from allotment;
- (7) As in the 1919 Ordinance except that the time for appearing before Land Officer is extended to 3 years from allotment. The time under the 1919 Ordinance was 18 months but this was altered on the instructions of the Secretary of State to 3 years in the Ordinance of last year;
- (8) This follows sub-section C of the 1919 Ordinance except (1) that it permits transfer when 25% of the purchase money is paid, instead of half; (2) that transfers by way of mortgage to persons other than discharged soldiers are permitted before the whole purchase money has been paid; and (3) next of kin substituted for legal representatives of persons

exempt from this sub-sections

(A)

Allottee selling portion shall pay only in respect of part;

(10)

As in 1919 Ordinance.

As in 1919 Ordinance except interest to accrue 6 years from attachment, and that serving soldier may before discharge give Land Officer notice of intention to obtain loan and date of such notice to be date of attachment.

As in the 1919 Ordinance.

As in the 1919 Ordinance except that the Governor is empowered to "alter" instead of extend the definition of "discharged soldier".

As in the 191 Ordinance.

Repeal of the Discharged Soldiers Settlement Ordinance, 1912 and Amendment 1920.

Nairobi,

14th day of March of 1921.

Sd. R. W. ...

ATTORNEY GENERAL.