

CHAPTER 17

NOTARIES PUBLIC ACT

SUBSIDIARY LEGISLATION

List of Subsidiary Legislation

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[Subsidiary]

Notaries Public Act

[Subsidiary]

[L.N.219/1958, L. N. 39/1974, L.N.112/1980, L.N. 190/1983, L.N.212/1986.]

1. These Rules may be cited as the Notaries Public Rules.
2. The fees which shall be paid by a notary public on appointment to practise as such and for the issue of a new certificate shall be those specified in the First Schedule.
3. The fees which may be charged by a notary public in respect of notarial acts shall be those specified in the Second Schedule.

FIRST SCHEDULE

[Rule 2.]

	<i>Sh</i>
1. Fee payable by a notary public on appointment to practise as such	1,200
2. Fee payable for the issue of a new certificate in Nairobi and Mombasa	300
elsewhere	200

SECOND SCHEDULE

PART I – MARINE PROTESTS

	<i>Sh</i>
1. For attendance on master and instructions to protest	60
2. For noting a marine protest and furnishing one certified copy thereof	90
	<i>Sh</i>
3. For filing a request for survey and issuing order of survey	80
4. For receiving report of survey, filing originals in archives and furnishing, if required, one certified copy of request, order and report of survey—	
for the first 200 words or part thereof	140
for each additional 200 words or part thereof	15
5. For extending marine protest, filing original and furnishing one certified copy if required (exclusive for any fee for oaths or declarations or for drawing, if required, the body of the protest)—	
for the first 200 words or part thereof	140
for each additional 200 words or part thereof	15
6. For drawing marine protest, per folio	15
PART II – NOTING AND PROTESTING BILLS OF EXCHANGE	
7. For instructions to note bill of exchange and filing one copy thereof	30
8. For each attendance of notary's clerk for the purpose of presenting bill of exchange within the town of the notary's practice	80
9. In addition, outside the town of the notary's practice, per hour	60
10. For notary's endorsement of bill of exchange (under seal) and attaching his clerk's note	60

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SECOND SCHEDULE—continued

	Sh.
11. For issuing notice of dishonour to party dishonouring	30
12. And for each additional copy to any other party to the bill of exchange	15
13. For drawing and extending protest of bill of exchange by notary under seal including filing one copy thereof (but excluding correspondence in connection therewith)—	
Where the face amount does not exceed Sh.100,000	120
Where the face amount exceeds Sh.100, 000	120
	and Sh. 10 for each
	Sh. 20,000 or part
	thereof in excess of
	Sh. 100,000

PART III – GENERAL

	Sh.
14. For each additional copy furnished	15
15. For any other protest, filing the original, and furnishing one certified copy if required (exclusive of any fee for drawing, if required, the body of the protest)—	
for the first 200 words or part thereof	140
for each additional 200 words or part thereof	15
16. For drawing protest, per folio	15
17. For administering an oath or receiving a declaration or affirmation without attestation or signature	30
18. For administering an oath or receiving a declaration or affirmation with attestation or signature	40
19. For each exhibit thereto	6
20. For each signature attested by a notary public in any document not otherwise provided for	40
21. For certifying to a copy of a document or part of a document—	
for the first 100 words or being a photographic copy, the first page thereof	60
for every additional 100 words or page thereof	10
22. For uniting documents and attaching notary seal to the fastening	15
23. For directing search for, or obtaining from, a public record office or elsewhere, extracts from local registers, or copies of wills, deeds or other matters, in addition to the expenses incurred and any fees for attestation	90
24. For notarially certifying the execution of any document, preparing, completing and attaching necessary certificate	200
25. For affixing notary signature and seal if required to any document not otherwise provided for by this schedule	50
26. For each notary public seal affixed to a document, packet or article, when no signature is required	30
27. Additional fee for attending to perform any notarial act or acts outside the notary's office in the town of the notary's practice for every quarter-hour or part thereof	80
28. Outside the town of the notary's practice, at the sama rate and allowance as an advocate may charge for journey from home.	
29. Writing and penusing letters	The same fee as that chargeable by an advocate
30. Any other notarial act not specified above	50

