

EAST AFRICA PROTECTORATE.

AN ORDINANCE

No. 14 of 1909.

To remove doubts as to the validity of Mortgages intended to be created by the deposit of documents of title.

[30th November, 1909.]

BE it enacted by the Governor of the East Africa Protectorate with the advice and consent of the Legislative Council thereof:—

Short Title.

1. This Ordinance may be cited as “The Equitable Mortgages Ordinance 1909.”

Validity of Mortgage by deposit of Title Deeds.

2. Subject to the provisions hereinafter contained nothing in Section 59 of the Indian Transfer of Property Act 1882 (Act IV of 1882) as applied to the East Africa Protectorate shall be deemed to render invalid Mortgages made in the East Africa Protectorate by delivery to a creditor or his agent of a document or documents of Title to immovable property, with intent to create a security thereon. Such delivery, whether made before or after the date of this Ordinance, shall have the same effect on the immovable property sought to be charged as a deposit of Title Deeds in England at the date of this Ordinance.

Seving as to certain interests created prior to Ordinance.

3. Notwithstanding anything in the preceding section contained no right title or interest in any immovable property conferred, by a registered instrument, prior to the publication of this Ordinance shall, by reason of this Ordinance alone, be affected by a deposit of the documents of Title relating to such property made before the date of such registered instrument.

EAST AFRICA PROTECTORATE.

AN ORDINANCE

No. 15 of 1909.

To make provision for the prevention of the spread of Sleeping Sickness.

[30th November, 1909.]

BE it enacted by the Governor of the East Africa Protectorate with the advice and consent of the Legislative Council thereof:—

Short Title.

1. This Ordinance may be cited as “The East Africa Sleeping Sickness Ordinance 1909”.

Infected place.

2. In this Ordinance and the Rules thereunder “infected place” means any district or place or any lake or river or any part thereof within the Protectorate which is declared by the Governor to be infected with Sleeping Sickness.

Governor may declare any district or place or lake or river to be an infected place.

3. The Governor may by Proclamation, declare any district or place or any lake or river or part thereof within the Protectorate to be an infected place for the purposes of this Ordinance and shall define the limits thereof.

Governor may make rules.

4. The Governor may make rules for the regulation of intercourse between infected places and between infected places and other places, and for the removal of persons from and for the control and regulation of all persons from time to time within infected places, and may apply all or any of such rules to any infected place; or may make rules in regard to any particular infected place; and may make rules generally applicable to persons within or without infected places for the purpose of carrying out this Ordinance in the prevention of Sleeping Sickness.