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OFFICIAL GAZETTE

OF THE

HIGH COMMISSIONER FOR SOUTH AFRICA.

PUBLISHED BY AUTHORITY OF HIS ROYAL HIGHNESS THE HIGH COMMISSIONER

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PRETORIA, FRIDAY, 24TH FEBRUARY, 1922.

[No. 1071.]

No. 15 of 1922.]

PROCLAMATION

BY HIS ROYAL HIGHNESS THE HIGH COMMISSIONER.

Whereas it is desirable to increase the fees payable on hawkers' or travelling traders' licences in the Bechuanaland Protectorate under the provisions of the High Commissioner's Proclamation of the 10th day of June, 1891 (hereinafter referred to as "the said Proclamation");

Now therefore under and by virtue of the powers in me vested, I do hereby declare, proclaim and make known as follows:—

1. Section *thirty-four* of the said Proclamation shall be and is hereby repealed, and the following section shall be and is hereby substituted therefor:—

34. "A hawker's or travelling trader's licence, where the hawker or trader uses no vehicle or only one vehicle, shall be paid for at the rate of five pounds for three months or any lesser period; for every vehicle exceeding one, an additional sum of five pounds shall be paid."

2. This Proclamation shall be read as one with the said Proclamation, and shall have force and take effect from the 1st day of March, 1922.

GOD SAVE THE KING.

Given under my Hand and Seal at Capetown this Thirteenth day of February One thousand Nine hundred and Twenty-two.

ARTHUR FREDERICK,
High Commissioner.

By Command of His Royal Highness the
High Commissioner.

H. J. STANLEY,
Imperial Secretary.

(Printed by the Government Printer, Pretoria.)

No. 16 of 1922.]

PROCLAMATION

BY HIS ROYAL HIGHNESS THE HIGH COMMISSIONER.

Whereas by the Treaty of Peace Order, 1919, Application Ordinance, 1920, the Treaty of Peace Order, 1919, was modified in certain respects in its application to Southern Rhodesia (hereinafter referred to as "the Territory");

And whereas by the Southern Rhodesia Treaty of Peace Order (Austria) Proclamation, 1921, the Treaty of Peace (Austria) Order, 1920, was modified in certain respects in its application to the Territory;

And whereas by the Southern Rhodesia Treaty of Peace Order (Bulgaria) Proclamation, 1921, the Treaty of Peace (Bulgaria) Order, 1920, was modified in certain respects in its application to the Territory;

And whereas various Orders amending the aforementioned Orders were modified in their application to the Territory;

And whereas by the Southern Rhodesia Treaty of Peace Order (Hungary) Proclamation, 1922, the Treaty of Peace (Hungary) Order, 1921, was modified in certain respects in its application to the Territory;

And whereas it is expedient also to modify the Treaties of Peace Orders (Amendment) Order, 1921, in its application to the Territory:—

Now therefore, under and by virtue of the powers vested in me, I do hereby declare, proclaim, and make known, as follows:—

1. The Treaties of Peace Orders (Amendment) Order, 1921, shall, in its application to the Territory be subject to the following modifications, that is to say:—

Wheresoever the words "The Lord Chancellor or, in Scotland, the Court of Session may make rules or act of sederunt regulating the procedure under this paragraph, and any such rules or act of sederunt may determine the Court or Judge before whom applications under this paragraph may be made," occur, there shall be substituted therefor the words: "The Court may make rules regulating the procedure under this paragraph."

2. This Proclamation may be cited for all purposes as the "Southern Rhodesia Treaties of Peace Orders (Amendment) Order Proclamation, 1922," and shall be deemed to have come into operation on the date when the provisions of the Amendment Order affected thereby came into operation.

GOD SAVE THE KING.

Given under my Hand and Seal at Pretoria this Tenth day of February One thousand Nine hundred and Twenty-two.

ARTHUR FREDERICK,
High Commissioner.

By Command of His Royal Highness the
High Commissioner.

H. J. STANLEY,
Imperial Secretary.

(Printed by the Government Printer, Pretoria.)

HIGH COMMISSIONER'S NOTICE No. 12 of 1922.

It is hereby notified for general information that the Order of His Majesty the King-in-Council, dated the 11th day of October, 1921, and entitled the Treaties of Peace Orders (Amendment) Order, 1921, which is mentioned in the preamble to the High Commissioner's Proclamation No. 16 of 1922, is that published under High Commissioner's Notice No. 9 of 1922 in the *Official Gazette* No. 1068 of the 3rd February, 1922.

By Command of His Royal Highness the
High Commissioner.

H. J. STANLEY,
Imperial Secretary.

High Commissioner's Office,
Capetown, 10th February, 1922.

HIGH COMMISSIONER'S NOTICE No. 13 of 1922.

It is hereby notified for general information that, in terms of section *two* of Proclamation No. 1 of 1912, His Royal Highness the High Commissioner has been pleased to confer upon Sub-Inspector James Smith jurisdiction to try minor offences in the District of Maseru, Basutoland, with power to punish any offender by a fine not exceeding five pounds or by imprisonment with or without hard labour for a period not exceeding three months, or by both such fine and such imprisonment.

By Command of His Royal Highness the
High Commissioner.

H. J. STANLEY,
Imperial Secretary.

High Commissioner's Office,
Capetown, 17th February, 1922.

HIGH COMMISSIONER'S NOTICE No. 14 of 1922.

It is hereby notified for general information, under sub-section (9) of section *fifteen* of the Swaziland Administration Proclamation, 1907, as amended, that His Royal Highness the High Commissioner has been pleased to fix Monday, the 24th day of April, 1922, or so soon thereafter as the Court can assemble, as the date of the opening of the April Term for the Special Court of Swaziland, established under the said Proclamation.

By Command of His Royal Highness the
High Commissioner.

H. J. STANLEY,
Imperial Secretary.

High Commissioner's Office,
Capetown, 18th February, 1922.

(Printed by the Government Printer, Pretoria.)

HIGH COMMISSIONER'S NOTICE No. 15 of 1922.

It is hereby notified for general information that, by virtue of section two hundred and eleven (2) of the Swaziland Companies Proclamation, 1912, His Royal Highness the High Commissioner has been pleased to appoint the Government Secretary of Swaziland to be Registrar of Companies for Swaziland, in addition to his other duties, in the place of Thomas Alfred Frank Steward, Esquire.

By Command of His Royal Highness the
High Commissioner.

H. J. STANLEY,
Imperial Secretary.

High Commissioner's Office,
Capetown, 18th February, 1922.

HIGH COMMISSIONER'S NOTICE No. 16 of 1922.

It is hereby notified for general information that His Royal Highness the High Commissioner has been pleased to appoint Walter Whitbread Usher, Esquire, Registrar and Master of the Special Court of Swaziland, to be Commissioner of Protocols for the Territory of Swaziland, in addition to his other duties, in the place of Thomas Alfred Frank Steward, Esquire.

By Command of His Royal Highness the
High Commissioner.

H. J. STANLEY,
Imperial Secretary.

High Commissioner's Office,
Capetown, 18th February, 1922.

O.H.M.S.

SWAZILAND.

GOVERNMENT NOTICE.

In terms of sections fifty-eight, ninety-nine, and one hundred and twenty-one of "the Administration of Estates Proclamation, 1902," of the Transvaal, as in force in Swaziland, and section one hundred and five of Law No. 13 of 1895 of the Transvaal, as in force in Swaziland, the tariff of fees and remuneration contained in the schedule hereto, will be usually allowed by the Master to executors, curators, tutors, sworn appraisers, and trustees.

W. W. USHER,
Master of the Special Court of Swaziland.

Master's Office,
Mbabane, Swaziland, 21st February, 1922.

SCHEDULE A.

THE REMUNERATION OF EXECUTORS, TUTORS, AND CURATORS.
(Sections fifty-eight and ninety-nine of Proclamation No. 28 of 1902.)

The remuneration of executors, tutors, and curators will be assessed and taxed by the Master according to the following tariff, provided that the Master may, in his discretion, authorize a variation from this tariff in special cases if he shall see fit:—

- (a) Upon the proceeds of movables sold, promissory notes, book debts, interest, and house rent collected, or other income ... 5 per cent.
- (b) Upon the proceeds of immovables sold, life policies, and bonds recovered, shares and other securities realized, and movables taken over at a valuation or specially bequeathed ... 2½ "
- (c) Upon immovables taken over at a valuation or specially bequeathed ... 1½ "
- (d) Upon cash found in the estate or in the bank ... 1 "

SCHEDULE B.

THE REMUNERATION OF SWORN APPRAISERS.

(Section one hundred and twenty-one of Proclamation No. 28 of 1902.)

Every appraiser will be, in respect of every appraisal made by him, entitled to demand and receive, and shall be paid out of the Estate or property appraised by him a reasonable compensation, to be assessed and taxed by the Master:—

1. Fees of Appraisal.

- (a) For every hour or fraction of an hour whilst actually occupied in making one continuous appraisal ... £1 1 0
- (b) For appraisements of property under the value of £100 ... 0 10 6
- (c) Where an appraisal of property has been made from intimate expert knowledge and the Master is satisfied that, regard being had to the nature of the valuation, a remuneration upon the basis of time would not sufficiently compensate the appraiser, he may tax him a special fee not to exceed in any case £1 for each £1000 of the appraised value of the property.

2. Travelling Expenses.

For valuations made within a two-mile radius from the centre of any town, the necessary cab hire only.

For valuations made outside of the two-mile radius, an exclusive allowance of 10s. for every six miles travelled. Where a conveyance is provided by the client he will be entitled only to a personal allowance while travelling of 5s. per hour or fraction of an hour not exceeding £2 a day.

Where a journey is undertaken for the purpose of appraising property belonging to several owners, and expenses of one journey only may be charged, and should be apportioned to the several owners.

Taxation of Bills.

All charges for valuations made by sworn appraisers will be taxed by the Master before payment thereof is demanded. When submitting their accounts for appraisal, appraisers should attach a copy of the appraisal, and full particulars should be given of the distance actually and necessarily travelled, if any; the time occupied in travelling, and the time of detention, if any, and it should be stated that the journey was undertaken for the purpose of the appraisal. The time occupied in actually making the appraisal should also be stated.

Revenue stamps representing one shilling in every £1 or fraction of £1 of the charge should be forwarded in payment of the taxing fee.

SCHEDULE C.

REMUNERATION OF TRUSTEES.

(Section one hundred and five of Law No. 13 of 1895.)

Remuneration of trustees in insolvent estates will be assessed and taxed by the Master according to the following tariff, provided that the Master, in his discretion, may authorize a variation from this tariff in special cases if he shall see fit:—

- (a) Upon the proceeds of movables (other than shares or similar securities) sold, promissory notes, book debts, rent, interest, or other income collected ... 5 per cent.
- (b) Upon the proceeds of immovables, shares and similar securities sold, life policies, and mortgage bonds recovered:
Upon the first £5000 thereof ... 2½ "
Thereafter upon each £100 thereof ... 1½ "
- (c) Upon cash found in the bank or in the estate ... 1 "
- (d) Upon security taken over by a creditor under section sixty-two, a fee to be taxed by the Master upon the merits of each case.

Minimum Remuneration.

- (e) In respect of any one estate, including remuneration under above heads, a minimum remuneration of from three guineas to five guineas.

Remuneration of Provisional Trustees.

A reasonable remuneration, to be taxed by the Master, not to exceed the above rates.

O.H.M.S.

SWAZILAND GOVERNMENT.

Notice is hereby given, under section six (a) of the Bremersdorp Township Proclamation, No. 24 of 1918, that unless all sums due for quitrent in respect of the undermentioned Bremersdorp erven, together with the costs of this notice, are paid within three months of the date of publication of this notice, the said erven will be sold by public auction:—

| Erf No. | Original Purchaser. |
|-----------|---------------------|
| 27 | A. T. Botha. |
| 28 | T. L. Botha. |
| 29 | R. Johnston. |
| 35 | H. S. Herbst. |

D. HONEY,
Resident Commissioner.

Resident Commissioner's Office,
Mbabane, Swaziland, 18th February, 1922.

NOTICE.

In the Insolvent Estates of WILLIAMS & MITCHELL and of WILLIE CHARLES WILLIAMS and ARTHUR THOMAS MITCHELL, of Teyateyaneng, Basutoland.

Notice is hereby given that the adjourned third meeting of Creditors in the above Estates will be held before the Assistant Commissioner, Teyateyaneng, on Wednesday, the 15th March, 1922, at 10 o'clock in the forenoon.

W. R. YEATS,
Trustee.

Teyateyaneng,
Basutoland, 13th February, 1922.

IN THE COURT OF THE RESIDENT COMMISSIONER OF BASUTOLAND.

In the matter of the *ex parte* application of WILLIAM DUNN & CO., LTD., R. M. MACKAY, AND D. D. NESBET, trading as DUNN & CO.

Notice is hereby given that the Estate of DAVID FORSON and ALEXANDER SLESSER, carrying on business together in co-partnership at Mpharane and Old Mohales Hoek, Basutoland, under the style or firm of D. FORSON & CO., has been placed under Provisional Sequestration by Order of the Court of the Resident Commissioner of Basutoland, dated 14th February, 1922, and that Thursday, 2nd March, 1922, has been appointed as the day for showing cause, if any, why the said Estate should not be adjudged to be finally sequestrated.

It is further notified that Charles Francis Heney, of Maseru, Basutoland, has been appointed Provisional Trustee in the above Estate.

R. COLLIER,
Acting Master of Court.

Office of the Master of Court,
Maseru, 14th February, 1922.

IN THE COURT OF THE RESIDENT COMMISSIONER
OF BASUTOLAND.

In the matter of the *ex parte* application of WILLIAM DUNN & CO., LTD., R. M. MACKAY, and D. D. NESBET, trading as DUNN & CO.

Notice is hereby given that the Estate of ALEXANDER SLESSER, trader, of Mount Morosi, Mohlakoanas and Malibe, Basutoland, has been placed under Provisional Sequestration by Order of the Court of the Resident Commissioner of Basutoland, dated 14th February, 1922, and that Thursday, 2nd March, 1922, has been appointed as the day for showing cause, if any, why the said Estate should not be adjudged to be finally sequestrated.

It is further notified that Charles Francis Heney, of Maseru, Basutoland, has been appointed Provisional Trustee in the above Estate.

R. COLLIER,
Acting Master of Court.

Office of the Master of Court,
Maseru, 14th February, 1922.

IN THE COURT OF THE RESIDENT COMMISSIONER OF
BASUTOLAND.

In the matter of the *ex parte* application of OWEN ROBERT DUNELL, THOMAS VERNON PATERSON, FREDERICK HUNTLY HOLLAND, HENRY CHRISTIAN DUNELL, and JOHN GREENSHIELDS PATERSON, carrying on business in co-partnership at Port Elizabeth, in the Province of the Cape of Good Hope, under the style of DUNELL, EBDEN & COMPANY.

Notice is hereby given that the Estate of WILLIAM RUSSELL, trader, of Maphutseng and Brakfontein, Mhales Hcek, Basutoland, has been placed under Provisional Sequestration by Order of the Court of the Resident Commissioner of Basutoland, dated 21st February, 1922, and that Friday, 3rd March, 1922, has been appointed as the day for showing cause, if any, why the said estate should not be adjudged to be finally sequestrated.

It is further notified that Frederick Huntly Holland, of Port Elizabeth, has been appointed Provisional Trustee in the above estate.

R. COLLIER,
Acting Master of Court.

Office of the Master of Court,
Maseru, 21st February, 1922.