

OFFICIA IAZETTE

HIGH COMMISSIONER FOR BASUTOLAND, THE BECHUANALAND PROTECTORATE, AND SWAZILAND

PUBLISHED BY AUTHORITY OF HIS EXCELLENCY THE HIGH COMMISSIONER.

VOL. CXLVII.]

115 25

PRETORIA, FRIDAY, 18 AUGUST, 1939

[No. 2004.

† No. 28 of 1939.] **PROCLAMATION**

BY HIS EXCELLENCY THE HIGH COMMISSIONER.

Whereas it is desirable to make provision for the control of Sleeping Sickness in the Bechuanaland Protectorate (hereinafter referred to as "the Territory '');

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

Pro-clamation to apply only to specified areas.

1. The High Commissioner may from time to time, by Notice in the Gazette, apply this Proclamation to such area or areas in the Territory as he shall deem expedient.

2. In this Proclamation, unless the context otherwise requires-

"cattle" includes sheep and goats and the

young of any sheep and goats "District Commissioner" include includes any administrative officer with jurisdiction in the area concerned and any person to whom the District Commissioner has delegated his powers subject to such restrictions as the District Commis-

"Document" means any certificate, pass or permit issued under this Proclamation or the regulations;
"examining officer" means any Medical Officer appointed to carry out the duties imposed by this Proclamation or by imposed by this Proclamation or by the regulations upon an examining officer, and includes any person whom such Medical Officer authorises to carry

out any such duties;
glossina "means any species of tsetse fly;
invalid document" means a document
which under this Proclamation or the regulations is cancelled, or which is no longer required to be retained, or which

is not genuine; regulations "means regulations made under section twenty-one of this Pro-

clamation;

road" includes any path, track or route; sleeping sickness" means any form of human trypanosomiasis;

"vessel" means any kind of vessel howsoever propelled used in navigation.

3. Any examining officer may require any compulsory person whom he knows or suspects to be examination of infected with sleeping sickness to submit himpersons self for medical examination at such place infected and time as the examining officer may direct, to be and any person who, on being so required, infected integration of the graph of the be guilty of an offence.

4. Any examining officer who finds any compulsory person to be infected with sleeping sickness treatment may require such person to submit himself of persons for treatment at such time and place as the with examining officer may direct, and any person sickness. who, on being so required, refuses or neglects to submit himself or to continue so to submit himself shall be guilty of an offence.

SLEEPING SICKNESS AREAS. 5. When sleeping sickness is found or is Declaration of likely to break out in any part of the Terrisleeping tory the High Commissioner may, by Notice sareas in the Gazette, define such part and declare it to be a sleeping sickness area.

6. In any sleeping sickness area an examination officer may require any employer to facilities grant reasonable facilities for the examination inspection and treatment of his employees, and any emand and treatment of his employees, and any emand ployer who refuses or fails to grant such of their facilities shall be guilty of an offence.

7. (1) Any District Commissioner may persons require any person resident in a sleeping sick-resident in sleeping ness area to furnish him with such personal sickness particulars as the Resident Commissioner furnish from time to time may specify by order: personal particulars. Provided that the Resident Commissioner may by notice exempt all or any of the residents or any class of residents in any sleeping sickness area or in any defined portion of any sleeping sickness area from the provisions of this sub-section.

(2) Any person who refuses or fails without reasonable excuse to furnish any such particulars as he may be required to furnish, or makes any statement concerning such particulars which he knows to be false, shall be guilty of an offence.

Owners or occupiers of land required to take measures to prevent outbreak or spread of sleeping sickness.

- 8. (1) When any District Commissioner in charge of a district is informed in writing by the Principal Medical Officer or by any Medical Officer authorised in that behalf by the Principal Medical Officer that conditions conducive to an outbreak of or the spread of sleeping sickness exist on any land in his district situated within a sleeping sickness area he may serve or cause to be served on the owner or occupier a notice requiring him to remedy such conditions or to take such action as may be prescribed to remedy them.
- (2) If the owner or occupier upon whom any notice authorised by the preceding sub-section has been served refuses or fails without reasonable excuse to carry out any of the measures therein prescribed he shall be guilty of an offence, and the District Commissioner may enter or authorise any person to enter upon the land there to carry out the prescribed measures, and the expenses incurred shall be recoverable from the person upon whom the notice was served.

Administrative orders for the suppression or prevention of the spread of sleeping sickness.

- 9. (1) Subject to the provisions of any law for the time being in force, the Resident Commissioner may, for the purpose of arresting or preventing the outbreak or spread of sleeping sickness in any sleeping sickness area, issue orders-
 - (a) directing the making and maintenance of protective clearings;
 - (b) prohibiting persons from residing in, assembling at, resorting frequenting particular places; resorting
 - (c) prohibiting persons from journeying along any specified road or along any other than a specified road;
 - (d) directing persons resident within or visiting the area to move either temporarily or permanently outside the area or from any one place to any other place within the area;
 - (e) prohibiting persons in charge of vessels from navigating them along any specified route or along any other than a specified route;
 - (f) prohibiting persons from landing from or embarking in any vessel at any specified place or at any other than a specified place;
 - (g) directing persons moving cattle into, within or through the area to proceed along specified roads, and prescribing the number of any such animals which may be driven by any single person;
 - (h) prohibiting the sale of cattle at any specified place or at any other than a specified place.
 - (i) providing for the registration and use of all vessels or any class of vessel.
- (2) Any person who in disregard of any order issued under this section and applicable to himself does any act which he is prohibited from doing or omits to do any act which he is required to do thereunder shall be guilty of an offence.

RESTRICTED AREAS.

Declaration of restricted areas.

10. When the Resident Commissioner is satisfied that permanent residence in or frequent resort to any sleeping sickness area or any part thereof is undesirable on account of the difficulty of protecting persons therein such sleeping sickness area or any part thereof to be a restricted area.

The contract of stance

11. Any person who enters a restricted area Persons not without a permit issued to him by a District restricted without a permit issued to min by a District areas Commissioner authorising such entry shall without permission be guilty of an offence.

12. (1) If any person desires to enter a Medical examinarestricted area he shall, not more than one more than one than o examining officer.

(2) If the examining officer is of opinion that the condition of the examinee justifies the issue of a permit the District Commissioner may, subject to the provisions of the next

the examining officer is of the contrary opinion the District Commissioner shall refuse to issue the permit.

13. (1) Any person applying for a permit must to enter a restricted area shall furnish such information as to the purpose of his entry method into the restricted area as the District the reason Commissioner to whom he makes his application of his entry tion may require.

succeeding section, issue the permit; but if

- (2) If any person on being required, as aforesaid to furnish information, states what he knows to be false or does not believe to be true, the District Commissioner may refuse to issue the permit, or if such permit has already been issued, the resident Commissioner may cancel the same, and it shall be deemed not to have been issued. Any person aggrieved by refusal on the part of a District Commissioner may appeal to the Resident Commissioner.
- 14. The issue of a permit may be made Issue of subject to such conditions as the District Commay be missioner may prescribe for the purpose of subject to conditions. preventing the spread of sleeping sickness, and, in particular, may include a direction that the holder shall present himself to an examining officer for examination within fourteen days after leaving the restricted area.

15. Every permit to enter a restricted area Permits to be shall be retained by the person to whom it retained. has been issued until that person leaves the area or obtains a fresh permit.

GENERAL.

16. Any person who-

Improper

- (1) without authority alters or causes to be with documents. altered any document with intent that it should appear to have been issued under this Proclamation or the regulations in that altered form, or uses the document so altered with that intent; or
- (2) knowingly uses an invalid document for any purpose for which a document is required under this Proclamation or the regulations; or
- (3) transfers any document to any person to whom such document has not been issued with intent that the transferee should use it for any purpose for which a document is required under this Proclamation or the regulations, or, uses any document so transferred with that intent,

shall be guilty of an offence and shall be liable in respect of each offence to a fine not exceeding one hundred pounds or to imprisonfrom contact with glossina he may declare ment with or without hard labour for a period not exceeding twelve months, or to both such fine and imprisonment.

Documents to be produced on demand.

17. Any person who on the demand of a District Commissioner, or of any person authorised in that behalf by a District Commissioner, or of a Medical Officer officiating within the district to which he has been appointed, or of any police officer, refuses or fails, without reasonable excuse, to produce any document of which he is required to be in possession by this Proclamation or the regulations shall be guilty of an offence.

Arrest without warrant.

18. A District Commissioner, a police officer or any person authorised in that behalf by a District Cammissioner may arrest without warrant any person whom he knows or reasonably suspects to have committed any offence against this Proclamation or against the regulations, other than an offence against section eight of this Proclamation: Provided that where such arrest is made by any person other than a police officer he shall, without unnecessary delay, make over the person arrested to a police officer or take him to the nearest police station or bring him before a court having jurisdiction in respect of the

General penalty.

19. Any person committing or attempting to commit any offence against this Proclamation shall, where no special penalty is provided, be liable in respect of each offence to a fine not exceeding fifty pounds or to imprisonment for a period not exceeding six months, or to both such fine and imprisonment

Exemption of Government officials.

20. Nothing in this Proclamation shall preclude or restrict any person in the service of the Government or of any native administration, and his personal servants when in attendance on him, from entering any restricted area when engaged in the performance of his official duty.

Power of of the High Commissioner may make regulations prescribing the form of any documissioner ment required by this Proclamation or the regulations, and, generally, for carrying into effect the purposes and provisions of this Proclamation.

Short title and commence-ment.

22. This Proclamation may be cited as the Bechuanaland Protectorate Sleeping Sickness Proclamation, 1939, and shall have force and take effect from the date of its publication in the Gazette.

GOD SAVE THE KING.

Given under my Hand and Seal at Pretoria this Thirty-first day of July, One thousand Nine hundred and Thirty-nine.

W. H. CLARK, High Commissioner.

By Command of His Excellency the High Commissioner.

> H. LESTER SMITH, Acting Administrative Secretary.

† Republished as amended.

(Printed by the Government Printer, Pretoria.)

No. 29 of 1939.]

PROCLAMATION

By HIS EXCELLENCY THE HIGH COMMISSIONER.

Whereas it is expedient further to amend the Aliens Proclamation (Basutoland), 1937 (No. 47 of 1937), 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 two of the said Proclamation, Amendas amended by section one of Proclamation section 2 of No. 30 of 1938, is hereby further amended by Proclamation section 2 of inserting the following words at the end of of 1937. sub-section (2) thereof:—

"and may by order in writing under the hand of the Resident Commissioner be removed from the Territory, and such order shall be sufficient warrant for his detention in custody for such time as may be necessary for effecting his removal ".

2. This Proclamation may be cited as the Short title Basutoland Aliens (Amendment) Proclama-mencement tion, 1939, and shall have force and take effect from the date of its publication in the Gazette.

GOD SAVE THE KING.

Given under my Hand and Seal at Pretoria this Eleventh day of August, One thousand Nine hundred and Thirty-nine.

> W. H. CLARK, High Commissioner.

By Command of His Excellency the High Commissioner.

> H. LESTER SMITH. Acting Administrative Secretary.

(Printed by the Government Printer, Pretoria.)

BASUTOLAND.

HIGH COMMISSIONER'S NOTICE No. 128 of 1939.

It is hereby notified for general information that His Excellency the High Commissioner has been pleased to approve the following promotions in the Basutoland Public Service with effect from the 25th August, 1939:-

Captain Francis Arthur Piers, Superintendent of Police and Prisons, to be Commissioner of Police and Prisons with the local rank of Major.

Lieutenant Gerald Harcourt Cockrell, Assistant Superintendent of Police and Prisons to be Superintendent of Police and Prisons with the local rank of Captain.

> By Command of His Excellency the High Commissioner.

> > H. LESTER SMITH, Acting Administrative Secretary.

High Commissioner's Office Pretoria, 10 August, 1939.

BECHUANALAND PROTECTORATE

HIGH COMMISSIONER'S NOTICE No. 129 ог 1939.

It is hereby notified for general information that His Excellency the High Commissioner has been pleased to appoint Alastair John Tindal Mackenzie MacRae, Esquire, to be an Assistant District Commissioner in the Bechuanaland Protectorate with effect from the 17th June, 1938.

By Command of His Excellency the High Commissioner.

H. E. PRIESTMAN. Administrative Secretary.

High Commissioner's Office, Pretoria, 14th August, 1939.

NOTICE.

Notice is hereby given that an application by ANDRIES S. NKAMBULE, of Sipocosini, P.O. Box 16, Mbabane, for butcher's licence in Chief Luto's Area will be heard at the Court-house, Mbabane, at 10 a.m. on Monday, the 4th September, 1939.

Any objections must be lodged, in writing, at the office of the undersigned, as well as with the applicant, not later than Thursday, the 31st August, 1939.

H. W. BOAST, Acting District Commissioner, Northern District. Mbabane, 9th August, 1939.

SWAZILAND.

GOVERNMENT NOTICE.

It is hereby notified, in terms of Regulation No. 16 of the Crown Mineral Area Regulations published under High Commissioner's Notice, No. 36 of 1914, as amended, that an application has been made by Percy Cazalet, lessee of the "Crown Reserve", Crown Mineral Area No. 7, near Forbes Reef, Northern District, Swaziland, for permission—

(1) to divert and use water from the Malalotsha River for

alluvial mining purposes;
(2) to collect and store water and to use such water for mining purposes.

Notices of any objection to the application must be lodged at the office of the Resident Commissioner, Mbabane, before

at the office of the Resident Commissioner, Moadane, before the 11th October, 1939.

Any objections lodged, will be heard by the Resident Commissioner at 11 a.m. on Monday, the 23rd October, 1939.

The application and plan may be inspected at the office of the Registrar of the High Court, during office hours.

L. J. PUTTICK, Assistant Government Secretary.

Government Offices, Mbabane, Swaziland, 4th August, 1939.

11-18-25

NOTICE.

Notice is hereby given that the general dealer's business carried on by A. W. IHLENFELDT at Gege, Mankaiana, Swaziland, has been sold and will be transferred to E. E. IHLENFELDT.

Box 88, Piet Retief.

NOTICE.

Notice is hereby given that an application by SIKULUVU DHLAMINI, of P.O. Emlembe, for a grain dealer's licence on Native Area No. 3, will be heard at the Court-house, Pigg's Peak, at 10 a.m. on Monday, 11th September, 1939.

Any objections must be lodged in writing at the office of the undersigned, as well as with the applicant, not later than the 6th September, 1939.

H. J. STEWARD, Assistant District Commissioner.

Pigg's Peak, Swaziland, 14th August, 1939.

NOTICE.

Notice is hereby given that a Meeting of Creditors in the Insolvent Estate of NASRULLA KHAN, general dealer of Molepolole, will be held before the Master of the High Court of the Bechuanaland Protectorate, at 10 o'clock in the forenoon, on Wednesday, the 30th August, 1939, for the proof of claims against the Estate.

T. W. KELLY, Trustee, Insolvent Estate NASRULLA KHAN. Sole

P.O. Box 26, Mafeking, 11 August, 1939.

BECHUANALAND PROTECTORATE.

RESIDENT COMMISSIONER'S NOTICE.

DAIRIES AND DAIRY PRODUCE REGULATIONS.

It is hereby notified for general information that the date from which Regulation No. 4 of the Bechuanaland Protectorate Dairies and Dairy Produce Regulations, published under High Commissioner's Notice No. 24 of 1930, shall apply in the Francistown, Ngwato, Tuli Block, Gaberones, Kweneng, Ngwaketsi, Lobatsi and Ghanzi Magisterial Districts, shall be the 1st of August, 1939.

A. D. FORSYTH THOMPSON, for Resident Commissioner.

Resident Commissioner's Office, Mafeking, August, 1939.

SWAZILAND.

THE TRADE MARKS OFFICE.

APPLICATION FOR THE REGISTRATION OF A TRADE MARK.

Any person who has grounds of objection to the following mark, may within one month after the last publication of this notice, lodge notice of opposition in the Form B—Second Schedule to the Trade Marks Rules, published under Transvaal Government Notice No. 180 of 1902, as of force in Swaziland

W. W. USHER, Registrar of Trade Marks.

Mbabane, Swaziland, 10th August, 1939.

In Class 47 in respect of candles, nightlights, illuminating wax, illuminating, heating or lubricating oils and greases, power oils and power spirits in the name of The Shell Company of South Africa, Limited, of St. Helen's Court, Great St. Helen's, London, England, merchants, who claim to be the proprietors thereof.

No. 10 of 1939.

DENTAX

18-25-1

Vakatures vir Assistent-Skeikundige en Laboratorium-Assistent	Vacancies for Assistant Chemist and Laboratory Assistant
Vakante Poste vir Distriks- en Addisionele Distriksgeneeshere	Vacant District and Additional District Surgeoncies
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HIGH COMMISSIONER'S GAZETTE (at back).

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Staatskoerant

UNIE VAN SUID-AFRIKA

(Verskyn elke Vrydag.)

ADVERTENSIETARIEWE.

WETLIKE KENNISCEWINGS, Verlore Aktes, Scrtifikate, Polisse, ens., Kennisgewings van Geregsbodes, en in verband met Handelsmerke, Orders van die Hof, Boedel-oorgawes, Tenders en Verkopings, Maatskappye, ens.

Die advertensietarief is as volg:-

5s. per duim, enkele kolom; herhalings, 3s.
10s. per duim, dubbele kolom; herhalings, 6s.
15s. per duim, driedubbele kolom; herhalings, 9s.
Om die ruimte wat 'n advertensie sal beslaan, by benadering bereken, moet adverteerders die woorde in die advertensie tel en reken-

Vir enkele kolom, 6 woorde per reël; Vir dubbele kolom, 14 woorde per reël; Vir driedubbele kolom, 21 woorde per reël; en 8 reëls per duim.

In elke geval moet 'n ekstra half-duim aan die bo- en onderkant bereken word vir die titel en ondertekening respek-tiewelik. Gedeeltes van 'n duim moet as een volle duim tiewelik. Ge gereken word.

KENNISGEWING IN SAKE UITGESTORWE BOEDELS

Kennisgewings aan krediteure en debiteure in die boedels van oorlede persone en kennisgewings van eksekuteurs betreffende likwidasie-rekenings wat ter insae lê, word gepubliseer in skedulevorm teen 8s. per boedel.

KENNISGEWINGS IN SAKE DIE INSOLVENSIEWET.

'n Vaste bedrag van 12s. per boedel word bereken vir die publikasie in skedulevorm van kennisgewings voorgeskrewe deur die regulasies opgestel ingevolge die Insolvensiewet, 1916

LET WEL.—In die geval van vorms 3 en 4 moet adverteer-ders die woorde in die advertensie tel en reken: 12s. vir die eerste 36 woorde (of gedeelte daarvan) en 2s. vir elke addisio-nele 12 woorde (of gereelte daarvan).

KENNISGEWINGS IN SAKE PATENTE.

Kennisgewings van aanneming van volledige spesifikasies met betrekking tot aansoeke om oktrooibriewe word vir 10s. in drie agtereenvolgende uitgawes geplaas.

KENNISGEWINGS IN SAKE NATURALISASIE.

Aansoeke om naturalisasie word vir 13s. geplaas, watter bedrag 'n eksemplaar van die Staatskoerant insluit.

Adverteerders dien daarop te let dat die sluitingsuur vir die aanneming van kopie vir die Unie-Staatskoerant 4 uur n.m. op Woensdag van elke week voor verskyning is. Wanneer openbare feesdae verskyning raak, sal daar 'n spesiale kennisgewing in die Staatskoerant geplaas word wat eventuele veranderings van die sluitingsuur aankondig.

Alleen wetlike advertensies word vir publikasie in die Staatskoerant aangeneem en is onderworpe aan die goedkeuring van die Staatsdrukker wat kan weier om advertensies aan te neem of verder te publiseer.

Die Staatsdrukker behou hom die reg voor om kopie te redigeer.

redigeer.

Geen aanspreeklikheid kan aanvaar word vir verliese wat

Geen aanspreeklikheid kan aanvaar word vir verliese wat deur uitlatinge of tipografiese of ander foute ontstaan nie. Die manuskrip van advertensies moet slegs op een kant van die papier geskrywe word en nie op die begeleidende brief nie. Alle eiename moet duidelik geskrywe word; ingeval enige naam verkeerd gedruk word tengevolge van onduidelike skrif, kan die advertensie alleen na betaling van die koste van 'n tweede plasing weer gepubliseer word.

Geen advertensie kan geplaas word nie, tensy dit vooruitbetaal is.

Alle tjeks, bankwissels, posorders of poswissels moet uitgemaak word op naam van die Staatsdrukker, Pretoria, en gekruis wees ,, Suid-Afrikaanse Reserwebank''. Alleen tjeks wat deur die Bank geparafeer is, sal aangeneem word.

INTEKENCELD.

Die intekengeld vir die Unie-Staatskoerant (insluitende die Offisiële Koerant van die Hoë Kommissaris, Buitengewone Staatskoerante en Byvoegsels, met Kwartaal-indeks) is as yolg:-

£1 per ses maande (posvry). £2 per twaaif maande (posvry). Prys per los eksemplaar, 6d.

Intekengelde moet vooruitbetaal word aan die Staats-drukker, Pretoria, en kan ingaan van die 1ste van enige naand, maar kan nie vir 'n korter tydperk as ses maande angeneem word nie.

J. J. KRUGER. Staatsdrukker.

Government Gazette

UNION OF SOUTH AFRICA (Published on Fridays.)

ADVERTISEMENT RATES.

Policies, etc., LEGAL NOTICES, Lost Deeds, Certificates, Policies, et Messengers' Notices, Trade Marks, Orders of Cou Surrenders, Tenders and Sales, Company Notices, etc.

Rates of advertising are as follows:-

5s. per inch single column; repeats 3s. 10s. per inch double column; repeats 6s. 15s. per inch treble column; repeats 9s.

In order to arrive at the approximate space which an advertisement will occupy, advertisers should count the words in the body of the advertisement, and reckon—

For single column, 6 words to the line; For double column, 14 words to the line; For treble column, 21 words to the line; and 8 lines to the inch.

In each case an additional half-inch at top and bottom should be allowed for heading and signature respectively. Fractions of an inch to be reckoned an inch.

DECEASED ESTATE NOTICES.

Notices to Creditors and Debtors in the Estates of Deceased Persons and Notices by Executors concerning Liquidation Accounts lying for inspection are published in schedule form at 8s. per Estate.

INSOLVENCY ACT NOTICES.

A fixed charge of 12s. per Estate is made for publishing notices in the schedule forms prescribed in the Regulations made under the Insolvency Act, 1916 and 1936.

N.B.—In the case of forms 3 and 4, advertisers should count the words in the advertisement and reckon: 12s. for the first 36 words (or portion thereof) and 2s. for every additional 12 words (or portion thereof).

PATENT NOTICES.

Notices of acceptance of complete specifications in respect of Applications for Letters Patent are inserted in three consecutive issues for 10s.

ATURALIZATION NOTICES.

Applications for Naturalization are inserted for 13s. (which includes a copy of the Gazette).

CLOSING HOUR.

Advertisers should observe that the closing hour for the acceptance of "copy" for the Union Gazette is 4 p.m. on Wednesday of each week preceding publication. When Public Holidays affect publication, a special notice will appear in the Gazette notifying any change in the closing hour.

Only Legal Advertisements are accepted for publication in the Gazette, and are subject to the approval of the Government Printer, who can refuse to accept or decline further publication of any advertisement.

The Government Printer reserves to himself the right to edit " copy ".

No responsibility can be accepted for losses arising from omissions or typographical errors.

Manuscript of advertisements should be written on one side of the paper only and not as part of the covering letter. All proper names must be plainly inscribed; in the event of any name being incorrectly printed as a result of indistinct writing, the advertisement can be republished only on payment of the cost of another insertion.

No Advertisement can be inserted unless it is Prepaid.

All cheques, bank drafts, postal orders, or money orders must be made payable to the Government Printer, Pretoria, and crossed "South African Reserve Bank". Cheques will only be accepted when initialed by the Bank.

SUBSCRIPTION RATES.

The subscription rates to the Union Gazette (including Official Gazette of the High Commissioner, Gazettes Extraordinary, and Supplements, with Quarterly Index) are as follows:-

£1 for six months (post free). £2 for twelve months (post free). Price per single copy, 6d.

Subscriptions are payable in advance to the Government Printer, Pretoria, and may commence from the 1st of any month, but cannot be accepted for a shorter period than six months.

J. J. KRUGER, Government Printer.