

THE COUNCIL ASSEMBLED ON 7TH OCTOBER 1907

Present: H.E. The Governor ( Col. Sadler)  
The Senior Commissioner ( Mr Hobley).  
The Land Commissioner ( Col. Montgomery)  
The Treasurer ( Mr Bowring)  
The Crown Advocate ( Mr Combe)  
The General Manager Uganda Railway ( Mr Currie)  
Col. Will  
Lord Delamere  
Mr Hollis  
Mr J.H. Wilson.

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MINUTES

The Minutes of the previous meeting were confirmed.

QUESTIONS

Questions No 13, 14, 15 and 16 were asked and answers given by the Honourable members concerned.

INDIAN ACTS-- BILL

The Crwn Advocate moved the First Reading of a Bill to make proper notification of amendments to Indian Acts applicable to the Protectorate.

Lord Delamere seconded.

The Bill was read a First time.

CRIMINAL PROCEDURE ORDINANCE AMENDMENT BILL

The Crown Advocate moved the First Reading of a Bill to amend the Criminal Procedure Ordinance 1906.

The ~~Senior~~ <sup>Senior</sup> Commissioner seconded.

The Bill was read a First time.

a NATIVE INTOXICATING LIQUORS BILL

The Senior Commissioner moved the First Reading of a Bill to make better provision for regulating the sale of Native Intoxicating Liquors.

The Land Commissioner seconded.

The Bill was read a First time.

OSTRICH BILL-- THIRD READING

The Crown Advocate moved the Third Reading of a Bill to authorise the issuing of licences to Ostrich farmers for the collecting of eggs of wild ostriches and for capturing of young wild ostriches.

The Senior Commissioner seconded and this was agreed to without dissent.

DISEASES OF ANIMALS BILL-- THIRD READING

The Crown Advocate moved the Third Reading of a Bill to make further provision for preventing the spread of diseases among animals.

The Land Commissioner seconded.

RE-COMMITTAL TO COMMITTEE

The Crown Advocate moved the recomittal to Committee of the Bill for consideration of Section 11.

The Land Commissioner seconded and this was agreed to without dissent.

Section 11

The Crown Advocate moved the insertion of the following proviso at the end of section 11:

" provided however that if such ~~repair~~ disrepair shall have been occasioned by the wilful act or neglect of one such owner it shall be the duty of such owner to repair or reconstruct the fence so out of repair, if he shall fail to do so within a reasonable time after notice

" notice given, the other owner may cause the necessary repair or reconstruction to be done and may recover the expenses reasonably incurred by him in so doing, from the owner liable to do the repair or reconstruction ".

Lord Delamere seconded and this was agreed to without dissent.

REPORT TO THE COUNCIL

The Crown Advocate moved that the Bill be now reported to the Council.

The Land Commissioner seconded and this was agreed to without dissent.

After debate the Bill was reported to the Council.

The Crown Advocate moved the adjournment of the Bill till October 8th.

The Land Commissioner seconded and this was agreed to without dissent.

VOLUNTEER BILL-- THIRD READING

The Crown Advocate moved the Third Reading of a Bill to amend the East Africa Volunteer Reserve Ordinance 1905.

The Land Commissioner seconded and this was agreed to without dissent.

LIQUOR BILL-- REPORT OF SPECIAL COMMITTEE

The Report of the Special Committee constituted to consider the Bill regulating the sale of wines, spirits and malt liquors was laid on the table and ordered by the President to be read to the Council.

HIGH COURT BILL-- REPORT OF THE SPECIAL COMMITTEE

The Report of the Special Committee constituted to consider the Bill to define the powers of the High Court and to constitute and define the powers of Courts subordinate thereto, was laid on the table and ordered by the President to be read to the Council.

COUNCIL INTO COMMITTEE

The Crown Advocate moved that the Council go into Committee to consider this Bill.

Mr Wilson seconded and this was agreed to without dissent.

Schedule I

The Crown Advocate moved the insertion under Schedule I of the following:

" A Judge of High Court ( First Class Magistrate) when a Town Magistrate may be invested with increased civil jurisdiction in non native cases at any sum not exceeding Rs 1500."

Mr Wilson seconded and this was agreed to without dissent.

The Crown Advocate moved to insert a new heading in Schedule I :

" III General

A Judge or Magistrate holding first or second class powers in a Subordinate Court may be invested with the power to call for and examine records of Native Subordinate Courts exercising jurisdiction the same province or district.

Mr Wilson seconded and this was agreed to without dissent.



Section 19

The Crown Advocate moved to change in Section 19 under Courts of First Class the word "Rs 1,000" to "Rs 1500" and under Courts of second class "Rs 750" to "Rs 1,000".

Mr Wilson seconded and this was agreed to without dissent.

Section 23

The Crown Advocate moved to delete the original Section 23 and substitute the following:

" Appeals from Subordinate Courts shall be heard by one Judge of the High Court except in any particular case the Principal Judge shall direct that the Appeal be heard by two or more Judges of the High Court; such direction may be given before the hearing of the appeal or at any time before judgment is delivered."

Mr Wilson seconded and this <sup>was</sup> ~~wa~~ agreed to without dissent.

Section 33

The Crown Advocate moved to insert after "murder" in Section 33 "and dacoity with murder".

The Land Commissioner seconded and this was agreed to without dissent.

Section 34

Lord Delamere moved to insert "and Liwali's Courts" after "class" in Section 34 (1)

Mr Hollis seconded and this was agreed to without dissent.

ADJOURNMENT

The Council adjourned to 8th October 1907.