

## **THE CROP PRODUCTION AND LIVESTOCK (CATTLE) RULES**

1. These Rules may be cited as the Crop Production and Livestock (Cattle) Rules, and shall apply to the areas set out in the first column of the First Schedule to these Rules, which areas are hereinafter referred to as controlled areas. 2. For the purposes of these Rules—

"cattle" means bulls, cows, oxen, heifers and calves over one year old;

"inspector" means any officer of the Administrative, Agricultural or Veterinary Departments or any African veterinary scout, agricultural instructor or African District Council inspector.

3. (1) No person shall depasture cattle in a controlled area until he has obtained a permit from the District Commissioner of the district in which such controlled area is situate and has branded any such cattle to the satisfaction of such District Commissioner with the letter set out opposite such area in the second column of the First Schedule to these Rules.

(2) Any such permit may specify the number of each class of cattle, and the maximum numbers of bulls and adult male castrated cattle, the depasturing of which is authorized.

4. (1) The number of cattle which may be depastured in any controlled area at any one time shall not exceed the number set out opposite such area in the third column of the First Schedule to these Rules.

(2) Where the District Commissioner of a district in which a controlled area is situate is satisfied that the provisions of paragraph (1) of this rule are being contravened, he may order any owner of cattle to remove such number of cattle as may be necessary to reduce the number to the maximum number permitted by the First Schedule to these Rules or to a lesser number, but such cattle ordered to be removed under this rule shall not be removed to any other controlled area except under the authority of a permit granted by such District Commissioner.

(3) Where the District Commissioner of a district in which a controlled area is situate is satisfied that more cattle, sheep or goats are being depastured on any part of the controlled area than such part is capable of supporting, or that any such part requires to be evacuated in order to improve or to promote the growth of the pasture, he may order any person grazing any cattle, sheep or goats to remove them to any other part of such area.

(4) Notwithstanding the provisions of paragraphs (2) and (3) of this rule, where any cattle are found in a controlled area in contravention of paragraph (1) of this rule and the owner thereof cannot be found, such cattle shall be deemed to be surplus and undesirable cattle, and may be impounded by the District Commissioner of the district in which the controlled area is situate; and any cattle impounded may, if not claimed by the owner thereof within twenty-eight days after the date upon which they were impounded, be disposed of in such manner as the Minister may direct.

5. The District Commissioner shall keep for each controlled area a register in which shall be entered the names of the owners of cattle and the number of cattle permitted to be kept by each owner in the controlled area.

6. No goats shall be depastured in any of the areas set out in the Second Schedule to these Rules except with the permission of the District Commissioner.

7. It shall be unlawful for any person to keep—

(a) any bull which in the opinion of an inspector is over fifteen months old, unless such bull has been approved for breeding purposes by such inspector and branded in that behalf in a manner to be

determined by the Director of Veterinary Services:

Provided that approval of a bull for breeding purposes may be withdrawn at any time by an inspector for reasons which to him seem sufficient, and thereupon the approved brand in that behalf shall be cancelled in such manner as shall be determined by the Director of Veterinary Services;

(b) any ox which in the opinion of an inspector is over five years old, unless such ox is required and is used for draught purposes, or is required for the purpose of bleeding for food;

(c) any cow which in the opinion of an inspector has not produced a live calf within three years of inspection;

(d) any cow which for any reason is considered by an inspector to be suffering from any incurable disease or injury.

8. The District Commissioner of a district in which a controlled area is situate may, on the advice of the Director of Veterinary Services, order all cattle owners within such controlled area to present their cattle for immunization against rinderpest and to pay fees for such immunization in advance.

9. Any person who fails to comply with any order issued under these Rules shall be deemed to have contravened these Rules.

10. Any cattle which have been confiscated in consequence of a conviction for a contravention of these Rules shall be disposed of in such manner as the Minister may from time to time direct, and if sold the proceeds, less any fees incurred in the sale thereof, shall be paid to the person so convicted.

#### FIRST SCHEDULE (rr. 3 and 4)

Area Cattle	Brand	Number of
1. The following locations of the Machakos District: —		
Iveti .....	A	9,000
Muputi .....	B	2,000
Kangundu.....	C	5,000
Masti .....	D	5,000
Mwala .....	E	10,000
Matangulu .....	F	5,000
Kiteta .....	G	5,000
Kisao .....	H	5,000
Kibauni .....	J	7,000
Kaumoni .....	K	7,000
Nzawi .....	L	10,000
Mbitini .....	M	7,000
Mukaa .....	N	7,000
Kilungu .....	P	5,000
Mbooni .....	T	5,000
Kalama .....	W	4,000

2. The area the boundaries whereof, commencing at the intersection of the Athi River with the south-eastern boundary of L.R. No. 2304 and

following that river downstream to a stone beacon on its left bank situated approximately 2,500 yards in a straight line up-stream from the influence of the Chaiwangu River with the Athi River;

run thence by a cut and beacons line bearing approximately  $52^{\circ}$  to a stone beacon on the right bank of the Mwito Siana River;

thence by that river up-stream to a beacon at its source;

thence by a cut and beacons line bearing  $3566^{\circ} 07''$  for a distance of 16,223 feet to a beacon;

thence by a cut and beacons line bearing  $266^{\circ} 40' 51''$  for a distance of 250 feet to a beacon;

thence by a cut and beacons line bearing  $278^{\circ} 03' 23''$  for a distance of 25,311 feet to a beacon at the south-western corner of L.R. No. 7048;

thence by a line bearing  $326^{\circ} 33' 56''$  for a distance of 3,772 feet to a beacon on the south-western boundary of the last portion;

thence by a line bearing approximately  $272^{\circ} 48'$  for a distance of 391 feet to the north-eastern corner of L.R. No. 2295;

thence by the eastern boundary of the last portion and the south-eastern boundaries of L.R. Nos. 2296, 2301 and 2304 to the point of commencement;

and

the area the boundaries whereof, commencing at the stone beacon at the southern corner of Area A and following the Athi River downstream to its intersection with the northern boundary of the old Machakos Cableway road;

run thence generally north-easterly by the northern boundary of that road to the Mwito Siana;

thence by that river up-stream to the stone beacon forming the south-eastern corner of Area A;

thence by the south-eastern boundary of that area to the point of commencement .. Y 10,000

#### SECOND SCHEDULE (r. 6)

The area the boundaries whereof, commencing at the intersection of the Athi River with the south-eastern boundary of L.R. No. 2304 and following that river downstream to a stone beacon on its left bank situated approximately 2,500 yards in a straight line up-stream from the influence of the Chaiwangu River with the Athi River;

run thence by a cut and beacons line bearing approximately  $52^{\circ}$  to a stone beacon on the right bank of the Mwito Siana River;

thence by that river up-stream to a beacon at its source;

thence by a cut and beacons line bearing  $356^{\circ} 40' 07''$  for a distance of 16,223 feet to a beacon;

thence by a cut and beacons line bearing  $266^{\circ} 40' 51''$  for a distance of 250 feet to a beacon;

thence by a cut and beacons line bearing  $278^{\circ} 03' 23''$  for a distance of 25.311 feet to a beacon at the south-western corner of L.R. No. 7048;

thence by a line bearing  $326^{\circ} 33' 56''$  for a distance of 3,772 feet to a beacon on the south-western boundary of the last portion;

thence by a line bearing approximately  $272^{\circ} 48'$  for a distance of 391 feet to the north-eastern corner of L.R. No. 2295;

thence by the eastern boundary of the last portion and the south-eastern boundaries of L.R. Nos. 2296, 2301 and 2304 to the point of commencement;

and the area the boundaries whereof, commencing at the stone beacon at the southern corner of Area A and following the Athi River downstream to its intersection with the northern boundary of the old Machakos Cableway road;

run thence generally north-easterly by the northern boundary of that road to the Mwito Siana;

thence by that river up-stream to the stone beacon forming the south-eastern corner of Area A;

thence by the south-eastern boundary of that area to the point of commencement.