JOURNAL OF

AFRICAN LAW

[1957] J.A.L. Summer 1957 Vol. I, No. 2

Edited by A. N. ALLOTT

CONTENTS

| NOTES AND NEWS | 77 |
|---|-----|
| ARTICLES | |
| The Need for Study of Native Law Sir Kenneth Roberts-Wray | 82 |
| Conflict of Laws in Northern Nigeria J. N. D. Anderson | 87 |
| The Legislation providing for the Grant of Independence to Ghana (Contributed) | 99 |
| LEGISLATION | |
| Sierra Leone | 113 |
| CASES | |
| Privy Council | 116 |
| West African Court of Appeal | 126 |
| Court of Appeal for Eastern Africa | 133 |
| Federal Supreme Court of Nigeria | 137 |
| Kenya Supreme Court | 143 |
| BIBLIOGRAPHY OF AFRICAN LAW | 144 |

BUTTERWORTH & CO. (PUBLISHERS) LTD. LONDON

EDITORIAL COMMITTEE

- A. N. ALLOTT, Lecturer in African Law, School of Oriental and African Studies, University of London (*Managing Editor*).
- Professor J. N. D. ANDERSON, O.B.E., LL.D., Professor of Oriental Laws, University of London.

Professor A. PHILLIPS, O.B.E., J.P., Professor of Law, University of Southampton.

Professor I. SCHAPERA, D.Sc., Professor of Anthropology, University of London.

NOTES TO CONTRIBUTORS

1. Manuscripts should be typed in double spacing on one side of the page only.

2. They should be sent to:---

Dr. A. N. Allott, Department of Law, School of Oriental and African Studies, University of London, London, W.C.1.

3. It is regretted that no payment can at present be made to contributors; but authors of articles will receive 25 offprints free of charge.

4. Business communications (e.g., in regard to subscriptions or advertisements) should be sent to:---

Messrs. Butterworth & Co. (Publishers) Ltd., 88, Kingsway, London, W.C.2.,

and not to the Editor.

Annual Subscription . . . 42s., including postage Single copies . . . 15s. each

JOURNAL OF AFRICAN LAW

VOLUME I 1957

BUTTERWORTH & CO. (PUBLISHERS) LTD. LONDON

https://doi.org/10.1017/S0021855300000127 Published online by Cambridge University Press

BOARD OF ADVISERS*

- The Rt. Hon. Sir SIDNEY ABRAHAMS, P.C., Senior Legal Assistant, Commonwealth Relations Office and Colonial Office.
- The Hon. Sir Adetokuno Adegboyega Ademola, Kt, Chief Justice of Western Nigeria.
- The Hon. Sir JOHN AINLEY, Kt, M.C., Chief Justice of Eastern Nigeria.
- The Hon. Sir PETER BELL, Kt, Chief Justice of Northern Rhodesia.
- The Hon. Mr. Justice P. J. BOURKE, Chief Justice of Sierra Leone.
- The Hon. Sir ALGERNON BROWN, Kt, Chief Justice of Northern Nigeria.
- The Hon. Sir JAMES HENLEY COUSSEY, K.B.E., President of the West African Court of Appeal.
- The Hon. Mr. Justice E. J. DAVIES, Chief Justice of Tanganyika.
- The Hon. Sir MAXIME DE COMARMOND, Kt, Chief Justice of Lagos and Southern Cameroons.
- The Rt. Hon. Sir Alfred DENNING, P.C., Kt, One of Her Majesty's Lords Justices of Appeal.
- The Hon. Sir STAFFORD FOSTER-SUTTON, Kt, C.M.G., O.B.E., Chief Justice of the Federation of Nigeria.
- Professor A. GLEDHILL, Professor of Oriental Laws, University of London.
- Professor A. L. GOODHART, K.B.E., Q.C., Master of University College, Oxford.
- Professor R. H. GRAVESON, Professor of Law, University of London.
- The Hon. Mr. Justice I. R. GREENE, Judge of the High Court of Somaliland.
- The Hon. Sir JOHN B. GRIFFIN, Kt, Q.C., ex-Chief Justice of Uganda.
- The Rt. Hon. Lord HAILEY, O.M., P.C., G.C.S.I., G.C.M.G., G.C.I.E.
- Professor C. J. HAMSON, Professor of Comparative Law, University of Cambridge.
- Maj.-Gen. Sir RALPH HONE, K.C.M.G., K.B.E., M.C., T.D., Q.C., Assistant Legal Adviser, Commonwealth Relations Office and Colonial Office.
- Professor O. KAHN-FREUND, Professor of Law, University of London.
- The Hon. Sir ARKU KORSAH, Kt, C.B.E., Chief Justice of Ghana.
- Professor F. H. LAWSON, Professor of Comparative Law, University of Oxford.
- The Hon. Mr. Justice B. R. MILES, Judge of the Supreme Court of the Gambia.
- The Hon. Sir KENNETH O'CONNOR, Kt, M.C., Chief Justice of Kenya.
- Professor Sir DAVID HUGHES PARRY, Kt, Q.C., Director, Institute of Advanced Legal Studies, University of London.
- Sir KENNETH ROBERTS-WRAY, K.C.M.G., Legal Adviser, Commonwealth Relations Office and Colonial Office.
- The Hon. Sir ROBERT TREDGOLD, P.C., K.C.M.G., Chief Justice of the Federation of Rhodesia and Nyasaland.
- The Hon. Mr. Justice R. WINDHAM, Chief Justice of Zanzibar.
- The Hon. Sir NEWNHAM WORLEY, Kt, President of the Court of Appeal for Eastern Africa.
- Professor B. A. WORTLEY, O.B.E., Professor of Jurisprudence and International Law, University of Manchester.

EDITORIAL COMMITTEE

- A. N. ALLOTT, Lecturer in African Law, School of Oriental and African Studies, University of London (*Managing Editor*).
- Professor J. N. D. ANDERSON, O.B.E., LL.D., Professor of Oriental Laws, University of London.
- Professor A. PHILLIPS, O.B.E., J.P., Professor of English Law, University of Southampton.

Professor I. SCHAPERA, D.Sc., Professor of Anthropology, University of London.

* As at Spring, 1957.

INDEX

| | | | _ | | | | P | AGE |
|--|----------|---------------------|---------|------------|-----------|-------------------|--------|----------------|
| FOREWORD. By the Right He | onourat | le Lori | DENI | NINC | ••• | ••• | ••• | 1 |
| Editorial | ••• | ••• | •• | ••• | ••• | ••• | ••• | 3 |
| ARTICLES: | | | | | | | | |
| Allott, A. N. | _ | tribu | | | e Gold | | | - 6 - |
| | | 44-1927 authorit | | Englis | | | in | 163 |
| | | lonial c | • | | ··· | | | 23 |
| Anderson, J. N. D. | Confli | t of law | s in N | Jorther | n Nigeri | ia | | 87 |
| ·, j | | n marri | | | • | | | •, |
| | | ~ · | | ••• | ••• | | ••• | 14 |
| Rewane, O. N. | Conter | npt of c | ourt i | n Niger | rian cris | ninal la | aw | 172 |
| Roberts-Wray, Sir K. | The ne | ed for s | tudy o | of nativ | e law | ••• | ••• | 82 |
| Schapera, I. | The so | urces of | f law i | in Tswa | na trib | al cour | ts : | |
| • | le | gislatior | and g | precede | nt | ••• | ••• | 150 |
| (contributed) | The le | gislatio | n pro | viding | for the | grant | of | |
| | in | depend | ence to | o Ghan | a | ••• | ••• | 9 9 |
| BIBLIOGRAPHY OF AFRICAN I | AW | ••• | ••• | ••• | ••• | 74, | , 144, | 205 |
| LEGISLATION: | | | | | | | | |
| Sierra Leone | ••• | ••• | ••• | ••• | ••• | ••• | ••• | 113 |
| Notes and News: | | | | | | | | |
| African legal studies in t | he Uni | versity o | of Lon | don | ••• | ••• | ••• | 147 |
| Colonial Office Summer | Confer | ence, C | ambri | dge | ••• | ••• | ••• | 148 |
| Colonial research in pro | gress | ••• | ••• | ••• | ••• | ••• | ••• | 77 |
| Commissions of Enquiry | : | | | | | | | |
| Eastern Region of N | - | - | t of th | | mittee | on bri | de- | |
| price | D | ••• | ••• | •••• • | • • | | ••• | 11 |
| Zanzibar Protectorate. Report on the Inquiry into claims to certain land at or near Ngezi, Vitongoji, in the Mudiria of | | | | | | | | |
| Chake Chake, in | the Dis | trict of | Pemb | a, | ••• | ••• | ••• | 12 |
| Ethnographic and socio | logical | research | in Ea | st Afric | a | •••• | ••• | 9 |
| First_meeting of the I | nter-Afi | rican C | onfere | nce on | Social | Scienc | ces, | |
| Bukavu | ••• | ••• | ••• | ••• | ••• | ••• | ••• | 7 |
| Judical and other chang | • | ••• | ••• | ••• | ••• | ••• | ••• | 145 |
| Judicial Advisers' Confe | rence | ••• | ••• | ••• | ••• | ••• | ••• | 4 |
| Land tenure in Western | • | a | ••• | ••• | ••• | ••• | ••• | 80 |
| Law reporting in Africa | ••• | ••• | ••• | ••• | ••• | ••• | ••• | 10 |
| Law reporting | ••• | ••• | ••• | ••• | ••• | ••• | ••• | 79 |
| Legal developments in | Ghana | ••• | ••• | ••• | ••• | ••• | ••• | 10 |
| The study of African la | w at the | e Unive | rsity o | f Paris | ••• | ••• | ••• | 8 |
| The study of Islamic lav | w in Be | lgium | ••• | ••• | ••• | ••• | ••• | 80 |
| The teaching of African | law in | British | and A | frican | Univers | iti cs | ••• | 6 |
| The teaching of law in | African | Univer | sitics | ··· | ••• | ••• | •••• | 7 ⁸ |
| Urban land tenure in N | lortherr | n Rhode | sia | ••• | ••• | | ••• | 146 |

CASES REPORTED, DIGESTED OR COMMENTED ON

1. ALPHABETICAL LIST

-

| | | LUC |
|---|------------|-----|
| Ababio II v. Nsemfoo [(1947) 12 W.A.C.A. 127. Gold Coast] | | 55 |
| Abdallah Mohamed v. Ahmed [E.A.C.A. Tanganyika] | ••• ••• | 135 |
| Aboker Mohamed v. Queen [E.A.C.A. Somaliland] | | 195 |
| Adedibu v. Adewoyin [(1950) 13 W.A.C.A. 191. Nigeria] | ••• ••• | 129 |
| Adefolalu v. Aladesanmi II [P.C. Nigeria] | | 40 |
| Adenola II v. Thomas [(1946) 12 W.A.C.A. 81. Nigeria] | | 128 |
| Ali v. Salim [E.A.C.A. Kenya] | | 134 |
| Amoabimaa v. Badu [(1956) I W.A.L.R. 227. W.A.C.A. Gha | ma] | 202 |
| Anjoku v. Nnamani [(1953) 14 W.A.C.A. 357. Nigeria] | | 132 |
| Atta II v. Agyei [(1952) 14 W.A.C.A. 149. Gold Coast] | | 130 |
| Awgu v. Nezianya [(1949) 12 W.A.C.A. 450. Nigeria] | | 54 |
| Azuma III v. Fiscian [(1953) 14 W.A.C.A. 287. Gold Coast] | | 129 |
| Bhagat Singh v. Chauhan [E.A.C.A. Kenya] | | 133 |
| Bhandari v. Advocates Committee [P.C. Kenya] | | 45 |
| Biei v. Akomea [(1956) 1 W.A.L.R. 174. Land Court. Ghana | | 203 |
| Bishen Singh Chadha v. Mohinder Singh [Supreme Court. Ke | | 143 |
| Boniface v. Queen [E.A.C.A. Tanganyika] | ••• ••• | 198 |
| Brempong III v. Frempong II [P.C. Gold Coast] | | 43 |
| Crayem v. Consolidated African Selection Trust [(1949) 12 | | ŦJ |
| 443. Gold Coast] | | 53 |
| Churcher v. Landing and Shipping Co. of E.A. Ltd. [E.A.C.A. | Tangan- | |
| yika] | | 196 |
| Dedhar v. Special Commissioner of Lands [E.A.C.A. Kenya] | | 196 |
| Ebiassah v. Ababio [(1946) 12 W.A.C.A. 106. Gold Coast] | ••• | 56 |
| Ebu v. Ababio [P.C. Gold Coast] | ••• | 44 |
| Ekem v. Nerba [(1947) 12 W.A.C.A. 258. Gold Coast] | | 54 |
| Enimil v. Tuakyi [(1950) 13 W.A.C.A. 8, W.A.C.A.; 13 W.A.C.A | . 10. P.C. | 54 |
| Gold Coast] | | 127 |
| Esan v. Faro [(1947) 12 W.A.C.A. 135. Nigeria] | | 57 |
| Esiaka v. Obiasogwu [*] [(1952) 14 W.A.C.A. 178. Nigeria] | | 131 |
| Eze v. Igiliegbe [(1952) 14 W.A.C.A. 61. Nigeria] | | 129 |
| Ferguson v. Duncan [(1953) 14 W.A.C.A. 316. Gold Coast] | | 51 |
| Fiscian v. Nelson [(1946) 12 W.A.C.A. 21. Gold Coast] | ••• | 10 |
| Ghamson v. Wobill [(1947) 12 W.A.C.A. 181. Gold Coast] | •••• | |
| Griffin v. Talabi [(1948) 12 W.A.C.A. 371. Nigeria] | •••• | |
| Gyarku III v. Brew [P.C. Gold Coast] | | |
| Gyimah v. Sampare [(1948) 12 W.A.C.A. 350. Gold Coast] | ••• ••• | |
| Haider v. Khadija [E.A.C.A. Kenya] | | |
| Heptulla Bros. Ltd. v. Thakore [P.C. Kenya] | | |
| Iyeki v. Osagie [P.C. Nigeria] | | |
| Kasumu v. Baba-Egbe [P.C. Nigeria] | | 45 |
| Kongoro v. Queen [E.A.C.A. Tanganyika] | | |
| Kwainoo v. Ampong [(1953) 14 W.A.C.A. 250. Gold Coast] | | -54 |
| Kwesi-Johnson v. Effic [(1053) 14 W.A.C.A. 254. Gold Coast] | | 11 |
| Kwesi-Johnson v. Effie [(1953) 14 W.A.C.A. 254. Gold Coast] Maherali Hirji & Co. v. Shah Ramji Kanji [P.C. Tanganyika] | | 41 |
| Maizabo v. Sokoto N.A. [Nigerian Federal Supreme Court. | Northern | |
| Nigeria] | | 137 |
| Maleksultan v. Sherali Jeraj [E.A.C.A. Tanganyika] | | -58 |
| Mawji v. Queen [P.C. Tanganyika] | | 116 |
| Nartey v. Nartey [(1953) 14 W.A.C.A. 295. Gold Coast] | | 128 |
| Nelson v. Nelson [(1951) 13 W.A.C.A. 248. Gold Coast] | | 126 |
| Mari VI - Dorlay IV (/rory) to W/A C A cold Const] | | 131 |
| Okarakwu v. Udeogu [P.C. Nigeria] Oyekan v. Adele [P.C. Nigeria] | •••• ••• | 42 |
| Oyekan v. Adele [P.C. Nigeria] | | 186 |
| Rafat v. Ellis [(1954) 14 W.A.C.A. 430. Gold Coast] | | 56 |
| 1-331/ -I IS IS | | 3- |

| | | | | PAGE |
|--|------|-----|-----|------|
| Raichand Lakhamshi v. Assanand [E.A.C.A. Kenya] | ••• | ••• | ••• | 197 |
| Raichura v. Uganda Chemists Ltd. [E.A.C.A. Uganda] | ••• | ••• | ••• | 193 |
| Ross v. Queen [P.C. Kenya] | ••• | ••• | | 121 |
| Shedrack Kibai v. Queen [E.A.C.A. Kenya] | ••• | ••• | ••• | 194 |
| Sheikh Bros. Ltd. v. Ochsner [P.C. Kenya] | ••• | ••• | ••• | 125 |
| Techimanhene v. Wenchihene [P.C. Gold Coast] | ••• | ••• | | 44 |
| Vanderpuye v. Botchway [P.C. Gold Coast] | | | | 42 |
| Wachira v. Queen [E.A.C.A. Kenya] | | ••• | | 135 |
| Wobo v. AG. for Federation of Nigeria [P.C. Nigeria] | | ••• | | 45 |
| Yaya v. Mogoga [(1947) 12 W.A.C.A. 132. Nigeria] | •••• | ••• | ••• | 53 |

2. SUBJECT INDEX

| Advocate | |
|--|----------|
| misconduct—proceedings before Advocates Committee [Bhandari v. Advocates Committee] | 45 |
| Arbitration | |
| Kumasi Divisional Council, by res judicata [Gyimah v. Sampare] 1 | 32 |
| Bills of Exchange | |
| notice of dishonour by telephone [Raichura v. Uganda Chemists Ltd.] 19 | 93 |
| Civil procedure | |
| power of judge to correct judgment before formal order drawn up [Raichand Lakhamshi v. Assanand] II | 97 |
| Conflict of laws | |
| internal-application of customary law [Ferguson v. Duncan; Griffin v. | |
| Talabi; Kwesi-Johnson v. Effe] 51, intertribal—succession [Ghamson v. Wobill; Ekem v. Nerba] 53, | |
| Conspiracy | |
| husband and wife of potentially polygamous marriage [Mawji v. Queen] I | 16 |
| Contract | |
| mistake of fact [Sheikh Bros. Ltd. v. Ochsner] I | 25 |
| Criminal law | |
| breach of Regulations controlling movement of maize [Shedrack Kibai | |
| v. Queen] 19 | 94 |
| conspiracy—husband and wife of potentially polygamous marriage [Mawji v. Queen] | 16 |
| homicide—Islamic law—power of appeal court to order new trial | 10 |
| | 37 |
| | 34 34 |
| | 95 |
| | 21 |
| refusal of accused to plead [Wachira v. Queen] IS | 35 |
| Criminal procedure | |
| power of court to elicit evidence of own motion [Boniface v. Queen] 19 | 98 |
| Grown lease | |
| relief against forfeiture [Dedhar v. Special Commissioner of Lands] 19 | 96 |

....

Index of Cases

| Castomary law | PAGE |
|--|-------------|
| application-internal conflict of laws [Ferguson v. Duncan; Grij | fin v. |
| Talabi; Kwesi-Johnson v. Effie] | 51, 52 |
| application-writing [Nelson v. Nelson] | 126 |
| Gold Coast-application-res judicata [Enimil v. Tuakyi] | 127 |
| Gold Coast, proof in native courts [Ababio II v. Nsemfoo] | 55 |
| land-Lagos-title to Oba's palace [Oyeksan v. Adele] | 186 |
| land—proof [Eze v. Igiliegbe] | 129 |
| 11 to of the contract of the state of the st | 56 |
| man of of [Adamada II on Theman] | 128 |
| proof of [Ademoid 11 v. 1 homas] proof of absolute individual interest in land [Awgu v. Nezianya | |
| | - |
| proof of findings of native court [Amoabimaa v. Badu] | |
| proof of-sale of stool land in Akim Abuakwa [Biei v. Akomea] | 203 |
| proof ofwritten text [Adedibu v. Adewoyin] | 129 |
| sale of land [Wobo v. AG. for Federation of Nigeria] | 45 |
| | |
| Deeds | |
| registration of [Crayem v. Consolidated African Selection Trust; Ya | iva v. |
| Mogoga] | 53 |
| 1.1.6.6.8.m] | 55 |
| Divorce | |
| | -0 |
| non-Christian, of, Islamic law [Maleksultan v. Sherali Jeraj] | 58 |
| | |
| English law | |
| land—Lagos—title to Oba's palace [Oyekan v. Adele] | 186 |
| 3 1 1 1 1 | |
| Gold Coast | |
| customary law-application-res judicata [Enimil v. Tuakyi] | 127 |
| | • |
| proof of customary law in native courts [Ababio II v. Nsemfoo] | 55 |
| C | |
| Guardianship of infants | |
| Islamic law [Adballah Mohamed v. Ahmed] | 135 |
| | |
| Homicide | |
| Islamic law-power of appeal court to order new trial [Maizabo v. | Sokota |
| N.A.] | 137 |
| | -57 |
| Infants | |
| | |
| guardianship of, Islamic law [Abdallah Mohamed v. Ahmed] | 135 |
| | |
| Interpretation | |
| statutes, of-relief against illegal money-lending transact | ion— |
| English Act in pari materia [Kasumu v. Baba-Egbe] | 45 |
| | 15 |
| Islamic law | |
| | |
| divorce of non-Christian Asiatic [Maleksultan v. Sherali Jeraj] | 58 |
| guardianship of infants [Abdallah Mohamed v. Ahmed] | 135 |
| homicide—power of appeal court to order new trial [Maizabo v. J | Sokoto |
| N.A.] | 137 |
| partition suit—co-owners [Ali v. Salim] | 134 |
| Shafeis-gift of land [Haider v. Khadija] | 136 |
| · · · · · · · · · · · · · · · · · · · | · · |
| Jurisdiction | |
| | 40 |
| land cause or succession case [Vanderpuye v. Botchway] | 42 |
| native court—will in English form [Nartey v. Nartey] | 128 |
| Tand | |
| Land | |
| absolute individual interest in-proof of customary law [Awg | <i>u</i> v. |
| Nezianya] | 54 |
| cause—jurisdiction [Vanderpuye v. Botchway] | 42 |
| crown lease-relief against forfeiture [Dedhar v. Special Commiss | ioners - |
| of Lands] | 196 |
| | J - |

| Land (continued) | PAGE |
|---|----------------------------|
| customary law—proof [Eze v. Igiliegbe] declaration of title—concurrent findings [Okarakuwu v. Udeogu; Eb | |
| evidence of title-tradition-concurrent findings [Adefolalu v | . 42, 44 7. . 40 |
| family land—acquiescence barring right to recover [Fiscian v. Nelson family land—sale [Esan v. Faro] |] 56 |
| family land—sale—re-purchase by member [Kwainoo v. Ampong] family land—voidable sale—acquiescence [Rafat v. Ellis] | . 56 |
| gift ofShafeis [<i>Haider</i> v. <i>Khadija</i>] Lagostitle to Oba's palaceEnglish and customary law [<i>Oyekau</i> v <i>Adele</i>] | . 136 7. . 186 |
| sale—customary law [Wobo v. AG. for Federation of Nigeria] res judicata—paramount and subordinate stools [Atta II v. Agyei; Nkyi X | |
| stool lands-boundaries [Brempong III v. Frempong II; Techimanhere v | 130, 131 '. · 43, 44 |
| stool land-sale in Akim Abuakwa-proof of customary law [Biei v Akomea] | · 13, 11 · 203 |
| title of Brazilians in Accra [Azuma III v. Fiscian] tribal—res judicata [Esiaka v. Obiasoguvi; Anjoku v. Nnamani] u | . 129 131, 132 |
| Limitation of actions customary law [Ebassah v. Abiabio] | . 56 |
| Maize | 0 |
| breach of Regulations controlling movement of [Shedrack Kibai v Queen] | . 194 |
| Mistake fact, of—contract [Sheikh Bros. Ltd. v. Ochsner] | . 125 |
| Money-lending | |
| illegal transaction—interpretation of statutes—English Act in pari mater [Kasumu v. Baba Egbe] | ia 45 |
| Partition partition suit—co-owners under Islamic law [Ali v. Salim] | 134 |
| Polygamy conspiracy—husband wife [Mawji v. Queen] | 116 |
| Procedure | |
| transfer of case pending in native court to Land Court [Gyarku III v. Brew] | 49 |
| Registration deeds, of [Crayem v. Consolidated African Selection Trust; Yaya v. Mogoga] | 53 |
| Rent restriction | |
| appeal to E.A.C.A. [Bhagat Singh v. Chauhan] determination of contractual tenancy [Maherali Hirji & Co. v. Shah Dami & Corrigination of Contractual tenancy [Maherali Hirji & Co. v. Shah | |
| Ramji Kanji] | 41 125 |
| Res judicata | _ |
| arbitration by Kumasi Divisional Council [Gyimah v. Sampare] Gold Coast customary law—application [Enimil v. Tuakyi] land—paramount and subordinate stools [Atta II v. Agyei; Nkyi XI v. | 132 127 |
| Darku IX] | 30, 131 31, 132 |

viii

Sale

PAGE

| family land, of-re-purchase by member [Kwainoo v. Ampong] . | 56 57 |
|--|---------------------|
| | ·· 45 ·· 56 |
| Servant | |
| contractor, of, liability of hirer for tort of [Churcher v. Landing an Shipping Co. of E.A. Ltd.] | d 196 |
| Sikhs | |
| Kenya, in-advancement-purchase by father in son's name [Bishe Singh Chadha v. Mohinder Singh] | m 143 |
| | |
| Statutes | |
| interpretation of relief against illegal money-lending transaction- English Act in pari materia [Kasumu v. Baba-Egbe] | 45 |
| Succession | |
| intertribal conflict of laws [Ghamson v. Wobill; Ekem v. Nerba] jurisdiction [Vanderpuye v. Botchway] | · 53, 54 · 42 |
| Title | |
| declaration of-concurrent findings [Okarakwu v. Udeogu; Ebu v | r. |
| | 42, 44 129 v. |
| Aladesanmi] | 40 |
| Oba's palace, to-English and customary law [Oyekan v. Adele] . | 186 |
| Tort | |
| liability of hirer for tort of contractor's servant [Churcher v. Landing an Shipping Go. of E.A. Ltd.] | ud 196 |
| Will | |
| English form, in-jurisdiction of native court [Nartey v. Nartey] | 128 |

- The Rt. Hon. Sir Sidney Abrahams, P.C., Senior Legal Assistant, Commonwealth Relations Office and Colonial Office.
- The Hon. Sir Adetokunbo Adegboyega Ademola, Kt, Chief Justice of Western Nigeria.
- The Hon. Sir JOHN AINLEY, Kt, M.C., Chief Justice of Eastern Nigeria.
- The Hon. Sir PETER BELL, Kt, Chief Justice of Northern Rhodesia.
- The Hon. Mr. Justice P. J. BOURKE, Chief Justice of Sierra Leone.
- The Hon. Sir Algernon Brown, Kt, Chief Justice of Northern Nigeria.
- The Hon. Sir JAMES HENLEY COUSSEY, K.B.E., President of the West African Court of Appeal.
- The Hon. Mr. Justice E. J. DAVIES, Chief Justice of Tanganyika.
- The Hon. Sir MAXIME DE COMARMOND, Kt, Chief Justice of Lagos and Southern Cameroons.
- The Rt. Hon. Sir Alfred Denning, P.C., Kt, One of Her Majesty's Lords Justices of Appeal.
- The Hon. Sir STAFFORD FOSTER-SUTTON, Kt, C.M.G., O.B.E., Chief Justice of the Federation of Nigeria.
- Professor A. GLEDHILL, Professor of Oriental Laws, University of London.
- Professor A. L. GOODHART, K.B.E., Q.C., Master of University College, Oxford.
- Professor R. H. GRAVESON, Professor of Law, University of London.
- The Hon. Mr. Justice I. R. GREENE, Judge of the High Court of Somaliland.
- The Hon. Sir JOHN B. GRIFFIN, Kt, Q.C., ex-Chief Justice of Uganda.
- The Rt. Hon. Lord HAILEY, O.M., P.C., G.C.S.I., G.C.M.G., G.C.I.E.
- Professor C. J. HAMSON, Professor of Comparative Law, University of Cambridge.
- Maj.-Gen. Sir RALPH HONE, K.C.M.G., K.B.E., M.C., T.D., Q.C., Assistant Legal Adviser, Commonwealth Relations Office and Colonial Office.
- Professor O. KAHN-FREUND, Professor of Law, University of London.
- The Hon. Sir ARKU KORSAH, Kt, C.B.E., Chief Justice of Ghana.
- Professor F. H. LAWSON, Professor of Comparative Law, University of Oxford.
- The Hon. Mr. Justice B. R. MILES, Judge of the Supreme Court of the Gambia.
- The Hon. Sir Kenneth O'Connor, Kt, M.C., Chief Justice of Kenya.
- Professor Sir DAVID HUGHES PARRY, Kt, Q.C., Director, Institute of Advanced Legal Studies, University of London.
- Sir KENNETH ROBERTS-WRAY, K.C.M.G., Legal Adviser, Commonwealth Relations Office and Colonial Office.
- The Hon. Sir ROBERT TREDGOLD, P.C., K.C.M.G., Chief Justice of the Federation of Rhodesia and Nyasaland.
- The Hon. Mr. Justice R. WINDHAM, Chief Justice of Zanzibar.
- The Hon. Sir NEWNHAM WORLEY, Kt, President of the Court of Appeal for Eastern Africa.
- Professor B. A. WORTLEY, O.B.E., Professor of Jurisprudence and International Law, University of Manchester.

EDITORIAL COMMITTEE

- A. N. ALLOTT, Lecturer in African Law, School of Oriental and African Studies, University of London (*Managing Editor*).
- Professor J. N. D. ANDERSON, Ó.B.E., LL.D., Professor of Óriental Laws, University of London.
- Professor A. PHILLIPS, O.B.E., J.P., Professor of Law, University of Southampton.
- Professor I. SCHAPERA, D.Sc., Professor of Anthropology, University of London.

NOTES TO CONTRIBUTORS

1. Manuscripts should be typed in double spacing on one side of the page only.

2. They should be sent to:---

Dr. A. N. Allott, Department of Law, School of Oriental and African Studies, University of London, London, W.C.1.

3. It is regretted that no payment can at present be made to contributors; but authors of articles will receive 25 offprints free of charge.

4. Business communications (e.g., in regard to subscriptions or advertisements) should be sent to:---

Messrs. Butterworth & Co. (Publishers) Ltd., 88, Kingsway, London, W.C.2.,

and not to the Editor.

Three issues a year Annual Subscription . . . 42s., including postage Single copies . . . 15s. each