JOURNAL OF

AFRICAN LAW

[1957] J.A.L.

Spring 1957 Vol. 1, No. 1

Edited by A. N. ALLOTT

CONTENTS

FOREWORD by the Right Hon, Lord Justice Denning	1
EDITORIAL	3
NOTES AND NEWS	- 4
ARTICLES	
Muslim Marriages and the Courts in East Africa J. N. D. Anderson	14
The Authority of English Decisions in Colonial Courts A. N. Allott	23
CASES	
Privy Council	40
West African Court of Appeal	51
Court of Appeal for Eastern Africa	58
BIBLIOGRAPHY OF AFRICAN LAW, 1956	74

BUTTERWORTH & CO. (PUBLISHERS) LTD. LONDON

NOW AVAILABLE-A NEW GUIDE TO PARLIAMENTARY AFFAIRS

A Parliamentary Dictionary

L. A. ABRAHAM, C.B., C.B.E., M.A.

Of the Inner Temple, Barrister-at-Law Principal Clerk of Committees, House of Commons

S. C. HAWTREY, B.A.

A Senior Clerk in the Journal Office, House of Commons

"The authors . . . both senior members of the Department of the Clerk of the House of Commons, have from their experience written a book which will be of real use to anyone concerned with the business of Parliament, either as a student or as a practitioner.

"Items are listed alphabetically, and the definitions given and the description of the procedures involved are all that is necessary for a practical understanding of the subject. A trial run through the dictionary proves that the information required by a private member comes easily to hand; the general reader, for whom the book was designed, will find his studies lightened by a leavening of historical anecdote and precedent which is an essential ingredient of parliamentary lore."—International Affairs

"... its accuracy is unimpeachable. It is far more than a dictionary.... This work ... is a compendium of parliamentary procedure arranged alphabetically under specific terms, and, as such, should be of immense use to us all, including journalists and historians, who wish to assure themselves of the precise meaning and implications of parliamentary expressions ... there has never yet been so handy a compendium of parliamentary matters, covering so wide a field; and the authors deserve much congratulation on bringing to completion so valuable a work."—The Times Literary Supplement

21s. net, by post 1s. 6d. extra

BUTTERWORTHS, 88 KINGSWAY, LONDON, W.C.2 Showroom: 11-12 BELL YARD, TEMPLE BAR, LONDON, W.C.2

JOURNAL OF AFRICAN LAW

VOLUME I 1957

BUTTERWORTH & CO. (PUBLISHERS) LTD. LONDON

https://doi.org/10.1017/S0021855300000012 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

DACE

		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]	132
Bills of Exchange	
notice of dishonour by telephone [Raichura v. Uganda Chemists Ltd.]	193
Civil procedure	
power of judge to correct judgment before formal order drawn up [Raichand Lakhamshi v. Assanand]	197
Conflict of laws	
internal-application of customary law [Ferguson v. Duncan; Griffin v.	
	1, 52 3, 54
Conspiracy	
husband and wife of potentially polygamous marriage [Mauji v. Queen]	116
Contract	
mistake of fact [Sheikh Bros. Ltd. v. Ochsner]	125
Criminal law	
breach of Regulations controlling movement of maize [Shedrack Kibai	
v. Queen]	194
[Mawji v. Queen]	116
homicide-Islamic law-power of appeal court to order new trial	
[Maizabo v. Sokoto N.A.]	137
murder—onus of proof [Kongoro v. Queen]	134
murder-punishment other than death [Aboker Mohamed v. Queen]	195
power of E.A.C.A. to order new trial [Ross v. Queen]	121
refusal of accused to plead [Wachira v. Queen]	135
Criminal procedure	
power of court to elicit evidence of own motion [Boniface v. Queen]	198
Crown lease	
relief against forfeiture [Dedhar v. Special Commissioner of Lands]	196

....

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
	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