

EAST AFR. PROT.
541

C. O.
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Rec'd
JAN 18

war

1918
Byan 3

Last Previous Paper.
210
593

Ans. Jan 45
Copy one of 145. 17th Dec 1918

Next subsequent Paper.
210

COMPENSATION PAYABLE IN CONSEQUENCE MILITARY
INCIDENT

Given reasons for view should be charged
Common Charges and refers to case of Tsavo War
Trusts principles will be adhered to.

Mr. Read.

This is one of the matters which
cannot be postponed till the
final wind-up of military
expenditure, but I think we
should guard ourselves against
accepting any proposals. We
must know in the least what the total
for compensation will be.

Yours very truly

601 18/10
at mtg
17/10

Any further communication on this subject should be addressed to
The Secretary,
War Office,
London, S.W. 1.

C. O.
541
REC'D
REC'D JAN 18

War Office,
London, S.W. 1.

3rd January, 1918.

Sir,
I am to inform you that the War Council to acknowledge the receipt of your letter 59371 of 12th December, regarding the incidence of any compensation that may be payable in consequence of the Military operations in East Africa.

Yours
18055
17

I am to observe that, in the case of a claim submitted by Mr. S. A. Blanke and Mr. C. Le Petit, in respect of damage alleged to have been done by the Military Authorities to their property known as the Tsavo Tannery, your Department has already agreed (see Colonial Office letter 18055 of 28th April 1917), that any compensation payable will be chargeable to the common charges account. The Council know of no reason why other cases should be dealt with differently.

In the Council's opinion the inclusion of such compensation in the common charges account is clearly provided for under paragraph 1 of the memorandum on that account, drawn up jointly by the Colonial Office and the War Office, under which all charges of common organizations and all charges of other units (except pay and allowances) are chargeable to the common charges account.

The suggestion made in the last paragraph of your letter, that the common charges account should exclude any general charges of local war expenditure that may be due to the maintenance of the Protectorate forces, would introduce an entirely new principle, which, besides being inequitable as between Imperial and Protectorate funds, would be difficult to carry out at this date.

I am to express the hope that, on further consideration your Department will be willing to adhere to the principles embodied in the memorandum referred to above, and to continue to accept against the common charges account any such charges as these now in question.

I am,
Sir,
Your obedient Servant.

Under Secretary of State,
Colonial Office.

600 E.A.P.
521

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8 January 1918

ansd of 872

Sir,
I am re. to ack: the
recd. of your letter, 0165/7365
(F.I.A), of the 3rd of January

DRAFT.

The Secretary
War Office

MINUTE

Bottomley 7/1/18

- Mr.
- Mr.
- Mr. Grindle
- Mr. Evans
- Mr. Keed
- Sir G. Fiddes
- Mr. Hewins
- Mr. Long

28

By command

on the subject of the
incidence of any compensation
which may be payable in
some circumstances with the
military operations in
East Africa.

2. The Army Council with
obtain from the letter from
the Dept of the 25th of
April last (no. 18059/1),
that the claim is referred
to the Treasury

407
copy for 145 11 week 7522

January 1918

Account because the
premises were used as
a Base Hospital & therefore
for the purposes of a
common organization,
and therefore can hardly
be regarded as a separate
entity in all cases.
It is, however, necessary to
avoid admitting any
liability against
the War Department
funds which would
have the effect of
obscuring the professional
character of the
operations in East
Africa. It is, however,
advisable to refer the
matter to the C. I. C. of
the Treasury at this
stage and to be bound
thereafter that it shall be

left over until the
general question of the
status of the Protectorates
& the military expenditure
can be taken up, when
there will be made to
faller in fact as to the
total liability for
compensation. In the
meantime he considers
that such charges should
be made on Army funds
without prejudice to
the final decision

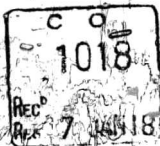
All further communications on this subject should be addressed to
The Secretary,
War Office,
London, S.W.1
and the following number quoted.

0165/8501 (P.3.)

WAR OFFICE,

LONDON, S.W.1

5th January, 1918



Sir,

With reference to your letter No.18055/1917 of the 28th April, 1917, and enclosed correspondence, and your reminder No.61602/1917 of the 22nd December, 1917, I am commanded by the Army Council to acquaint you for the information of Mr. Secretary Long that they concur in his proposal to reply to the Acting Governor of the East Africa Protectorate and the Foreign Office that the claim of Mr. Blanke in respect of the Tsayo Tannery cannot be considered until a communication has been received from the United States Government on the subject of Mr. Blanke's memorial to them, and that in any case no compensation will be granted without proof of value and loss.

The delay in replying, which is due to the fact that the file containing the correspondence was temporarily mislaid, is much regretted.

I am, Sir,

Your obedient Servant,

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Under Secretary of State,
Colonial Office.

D. N. White

