

E. AFRICA
53469

C. C.
53469
10 SEP

Nairi Daji

1919

Sept

Treatment by Rajah of Dhrol

Previous Paper.

Complains against — requests justice
be done

Recd
Mr. G. J. O'Shaughnessy of the
M.S. Co. with an approx. translation.

Gas
14.9.19
at once

~~Mr. G. J. O'Shaughnessy~~

~~Mr. G. J. O'Shaughnessy~~

Will you please
advise

Subsequent Paper.

30
6022

Colonel Symons called yesterday and said that he and Major Levy were anxious that the corres. should be put on an official footing with the Company. I did not get the papers but there is evidently a misunderstanding as they wrote officially in April (24429) and we answered them. Later on Colonel Symons and Major Levy called and discussed the matter, and they did personally be under the impression that that was the beginning of the discussion. See draft.

a as per [unclear]

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a copy of the

LAW OFFICERS' DEPARTMENT.

ROYAL COURTS OF JUSTICE.

621

16th September 1919.

My Lord,

We were honoured with
Your Lordship's commands signified in
Mr. N. J. Rands' letter of the 12th ultimo
with regard to difficulties which had
arisen through the appreciation of the
dispute between the Government of the
East Africa Protectorate and the Haguda
Trade Company and the East Africa Land
and Development Company and requesting

At Hon.

Viscount Milner G.C.B.
Colonial Office
S.W. 1.

us

us to be good enough to advise Your
Lordship: -

(a) Whether the Protectorate Government
is correct in maintaining that it may
call upon the above mentioned Companies
to make the payments required to the
Protectorate Government in Nairobi
and not to the Crown Agents for the
Colonies who are the agents of that
Government in London?

(b) Whether we concur in the view of
the Attorney-General of the East Africa
Protectorate that Clause 13 of the Order
in Council of 1906, fixing the value in the
Protectorate

Protectorate of the sovereign to be 15 rupees
establishes the position that debts due to
the Protectorate Government expressed in
sterling must, being paid locally, be paid
at the rate of 15 rupees to the pound, or
whether that clause is directed only to
the maintenance of the value of the sovereign
and fixes no rate other than the rate of
local equivalence for a sovereign?

(c) Generally as to the position of the
Government in the matter?

We have taken the papers into our
consideration, and in obedience to Your
Lordship's commands, have the honour to
submit

to accept payment in notes of the Bank of England, even if it is under no obligation to do so. (Whether it is under such an obligation, we consider doubtful (see section 6 of the Bank of England Act 1833 (3 and 4. W. 4. C. 98)). We also think that if payment in rupees is accepted by arrangement, the prevailing rate of exchange should be taken into consideration in fixing the number of rupees to be paid. The Government cannot reasonably ask for more than what

what is the present real equivalent.

We have the honour to be,
My Lord,
Your Lordships'
Most obedient humble servants,

Gordon Hewson
Secy. to the Govt.

in nature
is not
can only be made by an independent
raftlike

at rate of exchange agreed upon
mutually that currency of the Government

while Bill only makes currency
legal tender for sums expressed in

paper or fifty cents to found

order to establish position that
the Government in issuing must be

and is not to be circulated

and is not to be circulated

and is not to be circulated

and is not to be circulated

and is not to be circulated

and is not to be circulated

and is not to be circulated

and is not to be circulated

THE MAGADI SODA COMPANY, LIMITED.

M. SAMUEL & CO, MANAGERS.

TELEGRAMS: "SODASADI, LONDON."
TELEPHONE: LONDON WALL 1863.

Shell House

628

ALL COMMUNICATIONS
SHOULD BE ADDRESSED TO
THE COMPANY

GS/P

RECEIVED
25 NOV 1919
COL OFFICE

25 & 27, Bishopsgate,

London. 24th November 1919.

The Under Secretary of State,
Colonial Office,
DOWNING STREET, S.W. (1).

~~W. Robinson~~
at last
M2
etc

Dear Sir,

Your reference - 56468/1919.

all 11/26/1919

We have to thank you for your letter of the 20th instant, and note that Viscount Milner is still in communication with the Governor of the East Africa Protectorate with regard to the rate of conversion of payments from the Magadi Soda Company, Ltd. to the East African Government, and we note that we shall hear from you on this matter in due course.

Yours faithfully,

THE MAGADI SODA COMPANY, LTD:

[Signature]
London Manager.

[Handwritten initials]

Copy.

630

Downing Street,
25 February, 1930.

Dear Colonel Symonds,

I have your letter of the 23rd of February about the payment of Magadi Railway freight and liabilities.

When you called on the 19th I told you pretty much what the advice given to the Colonial Office had been. And I said that a telegram should be sent to East Africa asking why settlement had not been arrived at. The telegram was sent the same day and I think we must wait for a reply before we go any further.

What I said must not be regarded as committing the Government in any way. It is certainly open to the Acting Governor to make any comments and recommendations which he thinks fit. In the circumstances you may prefer not to make any statement to your Board at present.

Yours sincerely,

(Sd) W.C. Bottomley,

E. Symonds.