



EAST AFR. PROT
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Recd
JUL 26 1915

Governor
Helfield 584

ROYALTIES ON MICA

1915

29th July

Regrets error in his despatch No. 153.
Attaches copy of Rules drawn up to regulate
royalties. Trusts will be in accordance with views.

Last previous Paper.

502
314340

~~Mr. ...~~
Mr. G. Fisher.

The Order has already been put right
(31434). Mica

Under the new Regs 3 Mr. Fisher
is liable for 5% on assessed value or
on selling price less cost of transport
to market, whichever is less. Originally
he wanted 10% on the last, but and
although we recognised (16/6/15) that
mica prospects were poor it is a
pity that the absolute maximum to
be levied should be only one-half of what we
had contemplated.

15/7/15
We need not take any action to the maintenance
of "net profits" for "net proceeds", but I
have failed to find any provision
which justified the rate of royalty charged

Next subsequent Paper

62821/1915

to be made in the case in question.

7 Appraisement of the new regulations.

U.S.A. 2.9.15

Alone P.A. 3.9.15

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GOVERNMENT HOUSE
NAIROBI,
BRITISH EAST AFRICA.

AFRICA PROTECTORATE

No. 584



July 29th 1915.

Sir,

I have the honour to refer to Mr. Harcourt's telegram of April 10th respecting the basis on which royalties on mica should be calculated and to express my regret that in the concluding paragraph of my despatch No. 153 of March 2nd the words "nett profits" were inadvertently substituted for "nett proceeds". It was doubtless due to this error that your predecessor despatched the telegram in question.

2. I attach a copy of the Rules now drawn up to regulate the royalties in question, which I trust will be found to be in accordance with your views.

I have the honour to be,

Sir

Your humble, obedient servant,

H. Comyns Bayly

GOVERNOR.

RIGHT HONOURABLE

ANDREW BONAR LAW, P.C., M.P.,

SECRETARY OF STATE FOR THE COLONIES,

DOWNING STREET,

LONDON, S.W.

+ No. 15795

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Rules

INCLOSURE

In Despatch No. 584 of July 29th 1915*Enclosed in No.*

39483

Recd
Aug 26 1915THE MINING ORDINANCE, 1912.REGULATIONS.

Regulations issued by the Governor in exercise
of the powers conferred upon him in that behalf by
the Mining Ordinance, 1912, Section 73.

H.C. Belfield

GOVERNOR.

Nairobi.

Dated the *27th* day of *July*, 1915.

1. These Regulations may be cited as "The Mining Amendment Regulations, 1915".

2. In Regulations 93, 123 and 129 of the Mining Regulations, 1912, the words "not exceeding ten per cent. on the net profits" are hereby deleted.

3. The royalty payable under a mineral lease for mining mica shall be 5 per cent on such sum as the Commissioner of Mines may from time to time assess as the local average value of mica. Provided that in any case in which the person paying such royalty can prove by properly authenticated vouchers that the assessed value on which such royalty was paid is in excess of the actual price realised from the sale of the mica on which such royalty was paid after deducting from such sale value the cost of transport from the mine to the place of sale the Commissioner of Mines shall refund the difference between the royalty charged and 5 per cent on such sale value after the aforesaid deduction has been made. Any claim to a refund under this Regulation shall be made within six months from the date of despatch of the mica from Mombasa.

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C.D.
P.S.P.
J. L. S.

7th Sept. 1915

DRAFT

Exp
No. 653

Sir W. Schepherd

MINUTE

Mr. ~~W. Schepherd~~

Mr. ~~Stantonley~~ 6

Mr.

Mr.

Sir G. Fiddes.

Sir H. Just.

Sir J. Anderson.

Mr. Steel-Maitland

Mr. Bonar Law.

I have the honor to
acknowledge the receipt of
your despatch No. 584
of the 27th of Julyth and to
inform you that I approve
of the Mining Amendment
Regulations 1915 issued
by you on the 27th of July.

I have
(Signed) A. BONAR LAW.

* No. 39483.