

1937

38121

CO 533/481  
KENYA

38121

EUROPEAN LOCAL CIVIL SERVICE

Previous

38121/35

R. 309  
R. 299 3/5  
R. 297 26/7  
R. 309 4/8  
R. 311 24/8

Subsequent

1938

R. 297  
311  
297 27/8  
R. 309  
311 14/9

R. 297 2/1/37

R. 309 6/5

Mr King 15/3

Mr Acheson 6

Mr Wood 11

~~Mr King~~

~~R. 309~~

~~Mr King~~

308. 9/4

299 15/4

R. 297 21/4

Mr Acheson 22

Mr Wood 22

Mr King 24/17

Mr Acheson 26/10

FILE 4

1. ACTING GOV. KENYA. . . . . 103. . . . . 11.2.37.  
Encls. copy of Secretariat Circular No. 6 of 29.1.37  
regarding the calculation of grant in respect of  
passages being based on completed months of service  
instead of completed years and comments thereon  
requesting C.A. be asked to arrange that passage  
agreements, which officers apptd. to Local Civil Service  
are reqd. to sign in England, shd. stipulate that  
liability to refund will be spread over period of  
forty-eight months; similar principles will apply to the  
family passage allowance.

Mr King

Please look at this & let us have your views. Content  
of combined effect of 14 (1) & 14 (8) and para 7c that a chap  
who did 12 months service need only refund 24/48. He  
would get off 12/48 for doing 12 months <sup>and</sup> he <sup>had</sup> also have  
earned 12/48 of a new passage.

Also - would not a chap who did 36 months get some  
money back?

What do you think? If it is King's intention I don't  
mind but it is very odd.

S.L.O. 9/2  
65.

Mr Acheson

I think it is clear  
that the rule will operate as  
stated in Mr Flood's minute. It  
was decided to leave the preparation  
of the special form of Family  
agreement for the Local Civil  
Service to the Kenya Govt (vide  
No. 11 on 38/21/35) 24 Sept 1935  
that the Acting Sec has informed  
the Brown Agent that the form  
of Family agreement was under  
consideration and that pending a  
decision the existing form should  
be used. I have ascertained  
by telephone from the Controller  
that they have heard nothing

vide No 16 on  
38/21/35. King

... that they are continuing to use the ordinary passage agreements for members of the local civil service.

In the case the Acting Governor's attention should be drawn to the portion as stated above & he should be informed that it is assumed that the necessary amendments ~~will~~ be included in the agreement which it is understood is in course of preparation locally.

NB In the case of officers who are eligible for lowest passage only the cost of passage should be based on "Common Carriage" rates (see para 14 (2) of the circular) this should be pointed out to the OAG.

King  
15 3 37

NB send 2 copies of the circular to CA for reference No. 16 on 28/3/37

I agree with Mr. King that the rule as drafted will operate as stated by Mr. Flood and I think that this is clearly deliberate. Of course, in a case in which the amount due earned by the officer under rule 14(8) exceeds the amount which he has to refund, the balance will not be given to him in cash unless he takes a passage and spends the money on it.

I think that all that is necessary is to send a copy of No.1 with its enclosures to the Agents and ask them to proceed as in paragraph 2, observing that if they are in any doubt as to the exact form which the revised agreement should take they should consult the Kenya Government.

A copy of the letter to the Crown Agents should be sent to the Governor and it should be pointed out to him as in the last paragraph of Mr. King's minute.

*W. Flood*

16th March, 1937.

J.L. King 17.3

2 to C.A. (1/21) 14 APR 1937

ADD MAIL 3  
194

To Kenya - 3(0 - (4/2) 1/2 and 15/4/37

4. ACTING GOV. KENYA.....CONF. 49.....5.3.37. Requests approval of action proposed with regard to the transfer to the Kenya European Local Civil Service of the 7 officers indicated.

According to the Staff list there are 16 or 17 Education Officers serving on agreement who are employed in Arab or African education.

By the application of an arrangement similar to that in Section 1 of Circular No 2 of 1935 - save that the effect is

Effective date will be the 1st<sup>st</sup> January, 1937. - it has been found that 7 of these officers will be eligible to elect between admission to the pensionable establishment and voluntary transfer to the Local Civil Service.

The remaining 9 or 10 officers will be treated in the same way as those officers who were placed in Categories C & D of Secretariat Circular No 9 of 1936.

I think this is a fair arrangement.

? Approve

C. B. Rowlands  
21/4/37

A. B. Jackson  
22/4

I do not think it is at all just but it is what some think in other cases but I suppose we can not agree.

11.2.37

I suppose so, but I don't like it.

S. J. J.

22. 4. 37

Unless some going to transfer, for all cases, the question of these

them or not, or what is accepted defeat, I do not think we can do anything.

Approve

26.4.37

above

5 In Kenya - Conf - (4 Annad) - 1/5/37

6. GOV. KENYA.....333.....24.6.37.  
Gives names of officers who elected for and were admitted to the permanent and pensionable establishment.

R309  
Do you require all R309 papers?  
11/5/37

R309 to note on the Personal Files of the officers named that they were admitted to the permanent & pensionable establishment of Kenya on the inauguration of the Kenya <sup>Eastern</sup> Local Civil Service, in 1935:

Put by  
C. B. Rowlands  
4/8/37  
at me

CROWN AGENTS.....7.8.37.  
Trs. copies of letter and encl. from Govt. of Kenya relative to admission of certain officers to permanent and pensionable establishment of that Colony.

R311. Has action been taken as at above? If not, please advise.  
11/5/37

DESTROYED UNDER STATUTE

No 7 is the same as No 6

Put by  
H. J. J.  
11/1/37  
in copies

KENYA

No. 33

RECEIVED  
6 JUL 1937  
C.O. REGY



GOVERNMENT HOUSE,  
NAIROBI,  
KENYA.

24 June, 1937.

Sir,

I have the honour to refer to your despatch No. 341 of the 26th April last and to confirm that on the inauguration of the Kenya European Local Civil Service Mr. W. Browning, Clerk, Public Works Department, elected to be confirmed in his appointment. Mr. Browning was accordingly admitted to the permanent and pensionable establishment.

2. In regard to paragraph 2 of your despatch the following officers, in addition to Mr. Browning, who were given the option outlined in paragraph 2 (1) of Secretariat Circular No. 2 of 1935, elected for and were admitted to the permanent and pensionable establishment:-

Mr. D. F. Sargent, Superintendent of Maize Conditioning Plant and Cool Stores, Agricultural Department.

Mrs. M. L. Angus, Matron, Education Department.

Mr. S. J. Bosch, Mental Hospital Warder (now Mental Nurse), Medical Department.

Miss O. M. Dorrell, Postal Clerk and Telegraphist, Posts and Telegraphs Department.

Mr. J. W. M. Williams, Telegraph Inspector (now Sub-Engineer), Posts and Telegraphs Department.

Mr. E. G. Fair, Foreman (Composing), Printing and Stationery Department.

Mr. L. E. Lavers, Clerk, Public Works Department.

Mr. D. K. Noble, Clerk, Public Works Department.

Mr. L. R. Fisher, Accountant, Registrar General's Department.

Miss

THE RIGHT HONOURABLE  
W. JONESBY-GORE, P.C., M.P.,  
SECRETARY OF STATE FOR THE COLONIES,  
DOWNING STREET, LONDON S.W.

30290 E.A.  
(M. or approved)

16421  
20571  
17410  
32221  
25070  
16471  
2904  
20253  
17567

30195  
12508  
30349

Miss E. Linton, Clerk, Secretariat.

Miss E. A. Hart, Clerk, Secretariat.

Miss D. A. Harris, Clerk, Local Government,  
Lands and Settlement Department.

30216 Mr. G. E. Bowles, Clerk, Treasury.

20768 Mr. D. Cuthbert, Clerk, Treasury.

3. In accordance with your instructions the  
Crown Agents for the Colonies are being supplied with  
a list of the officers referred to in this despatch.

I have the honour to be,  
Sir,  
Your most obedient, humble servant,

*W. Brocks-Sopham*

AIR CHIEF MARSHAL,  
GOVERNOR.

C. O.

38/21/37.

Mr. Pascoe 29/4 f.s.

Mr.

Mr.

Sir C. Parkinson.

Sir G. Tomlinson.

Sir C. Bottomley

Sir J. Shuckburgh.

Permt. U.S. of S.

Parly. U.S. of S.

Secretary of State.

C.D.  
R 30 APR  
D. 3 May

100 May 1937

Sir,

I have re. to ack. the receipt of Mr. Warden's Conf. Dep. No. 49 of the 5<sup>th</sup> of March & to inform you that I approve the proposals, submitted therein, in regard to the officers affected by the decision to include in the Kenya European Local and Service of the posts of European Education officers engaged in a junior capacity for African & Arab Education.

DRAFT.

Kenya  
Conf.  
Gov.

FURTHER ACTION.

(Signed) W. ORMSBY GORE.



KENYA

No. 49

CONFIDENTIAL



RECEIVED  
27 MAR 1937  
C. O. HELY

4  
GOVERNMENT HOUSE,  
NAIROBI,  
KENYA

7 March, 1937.

Sir,

I have the honour to refer to your Confidential despatch of the 14th January last on the subject of the inclusion in the Kenya European Local Civil Service of the posts of European Education Officers engaged in a junior capacity for African and Arab education.

2. As the result of your decision the position of certain officers who have hitherto been serving on indeterminate terms pending their inclusion in or exclusion from the Kenya European Local Civil Service has now to be considered.

3. The officers affected are at present serving on agreement in the peninsular office of "Education Officer" and it is intended that they should be offered transfer to the Kenya European Local Civil Service in a manner similar to that applied in the case of those officers who were affected by the terms of Secretariat Circular No.2 of 1935. In view of the fact that this post had not hitherto been included in the Local Service, it is considered that it would be equitable to take into account the period during which the post was not included therein.

4. Subject to your approval, therefore, it is proposed to extend the limit of "six years' service as at the 1st January, 1935" referred to in Categories "B", "C" and "D" of Secretariat Circular No.2 of 1935

THE RIGHT HONOURABLE  
W. GRENEY-GORE, F.C., M.P.,  
SECRETARY OF STATE FOR THE COLONIES,  
DOWNING STREET, LONDON S.W.

for

(20) on 30/2/37  
copy on  
30/5/37  
(M.L.)

Read - (5)



(20) on 28/2/35

for the officers in question by the period which has elapsed between the date of the inauguration of the Kenya European Local Civil Service, namely, the 1st January, 1935, and the date of your despatch under reference, namely, the 14th January, 1937. If that approval is forthcoming, offers of transfer to the Local Service on the same terms as laid down in the Circular in question will then be made to the officers concerned.

5. Under this arrangement seven of the officers affected, namely, Messrs. D.A. Kerr, B. Mackenzie, J.A. Dove, W.C. Wilson, G.A. Berridge, A.W. Kenman and A.V. Harris will come under Category "B". All these officers are recommended by the Director of Education for confirmation and admission to the permanent and pensionable establishment and it is proposed to offer them the option between confirmation and admission to the permanent and pensionable establishment and voluntary transfer to the Local Service as laid down in Category "B" (1) of the Circular.

6. I shall be glad to receive your approval of the action proposed.

I have the honour to be,  
Sir,  
Your most obedient, humble servant.

**ACTING GOVERNOR.**



require  
the amendment in the form  
of passage agreement signed  
by members of the Service in this  
country.

2 I would point out, in  
reference to para. 14(2) of the  
Circular, that in the case of an  
officer who is eligible for 4 tourist-class  
accommodation ~~fare only~~, the cost of the passage  
should be calculated on the basis  
of the Union Castle Line rates.

I have etc.

(Signed) W. ORMSBY GORE

30  
C. O.

Mr. Whitehouse 9/4  
Mr.  
Mr.

Sir C. Parkinson.  
Sir G. Tomlinson.  
Sir C. Bottomley.  
Sir J. Shuckburgh.  
Permt. U.S. of S.  
Parly. U.S. of S.  
Secretary of State.

38121/37 Kya

86 14 April, 1937

Gentlemen

DRAFT.

Crown Agents 16  
38121/35

No. 103  
11.2.37  
(10 encl.)  
5  
5/11/37

With ref. to your  
mem. No. M/3621 of the 19th of  
Sept., 1935, I am etc. to do  
you a copy of a resp. from the  
Atty.-Gen. of Kenya with which is  
enclosed a copy of Secretariat Circular  
No. 6 of the 29th of Jan., 1937,  
setting out revised regulations  
governing the grant of passages  
& passage allowances to members of the  
Kenya Local Civil Service; & to  
request that you will arrange  
for the passage agreements  
signed

20/4/37  
FURTHER ACTION.

signed by members of the  
Senate in this country to be  
amended as requested in the  
second para. of the aforesaid.

If you are in any doubt  
as to the exact form which the  
revised agreement should take,  
you should consult the Govt. of  
Kenya.

I am etc.

(Signed) J. E. W. FLOOD

(Signed) J. E. W. FLOOD

AIR MAIL  
KENYA  
No. 103



RECEIVED  
22 FEB 1937  
C. O. REGY

GOVERNMENT HOUSE  
NAIROBI  
KENYA

February, 1937.

Sir,

I have the honour to refer to correspondence terminating in Mr. Malcolm MacDonald's despatch No. 520 of the 13th July, 1935, on the subject of the grant of passages to officers of the Local Civil Service, and to enclose for your information a copy of Secretariat Circular No. 6 of the 29th January from which you will see that it has now been decided to base the calculation of the grant in respect of passages on completed months of service instead of completed years.

This decision has been reached as the result of representations submitted by the Kenya European Civil Servants' Association that the arrangement by which an officer was compelled to serve for a complete period of twelve months before becoming eligible for 20% of the cost of a passage was likely to cause hardship.

2. In the circumstances I shall be glad if the Crown Agents for the Colonies can be asked to arrange that the passage agreements which officers appointed to the Local Civil Service are required to sign in England should stipulate that liability to refund will be spread over a period of forty-eight months.

Against this liability, however, I have to point out that an officer will earn one forty-eighth of the cost of a passage to England or elsewhere for each completed month of service and in the event of his leaving the service, this would be set off against the

THE RIGHT HONOURABLE  
W. CHERRY-GORNE, P.C., M.P.,  
SECRETARY OF STATE FOR THE COLONIES,  
DOWNING STREET, LONDON S.W.

*By order of  
Secretary - (13)*

*(11) on 35/2/37*

Cir. 6/1937.

the cost of his passage out to this Colony.

Similar principles will apply to the family passage allowance in cases where this allowance is granted.

I have the honour to be,  
Sir,  
Your most obedient, humble servant.

*Adair*

ACTING GOVERNOR.

COLONY AND PROTECTORATE OF KENYA.

S/E. 34/1/29.  
CIRCULAR No. 6.  
G.—6.  
A.—  
D.—

THE SECRETARIAT,

NAIROBI.

29th January, 1937.

THE KENYA EUROPEAN LOCAL CIVIL SERVICE.  
PASSAGES.

Paragraphs 14 and 15 of Secretariat Circular No. 2 of 1935 are cancelled and the following substituted therefor:—

14. (1) An officer who proceeds on vacation leave to the United Kingdom will be considered to have earned in respect of each completed month of residential service one-forty-eighth of the cost of a passage to London by the all-sea route via Suez by 'Union Castle' or 'British India' ship by the class or grade by which he is eligible to travel.

(2) An officer who is permitted to spend his vacation leave in a country outside the United Kingdom will be considered to have earned in respect of each completed month of residential service one-forty-eighth of the cost of a passage to the port of disembarkation in the country where the vacation leave is to be spent, provided that the cost thereof to Government does not exceed that of a similar proportion of a passage to London based on the British India Line rates.

(3) An officer who spends his vacation leave in South Africa, and whose home is not in that country, will be eligible for a similar proportion of the cost to Government of a passage to the nearest South African port, i.e. Durban.

(4) For the purposes of this paragraph, five months' service in an unhealthy station will be counted as six months' service in a healthy station.

(5) If an officer is returning for further service he will also be eligible for a similar proportion in respect of his return passage to the Colony.

(6) This allowance will be subject to a maximum of one single or return passage, as the case may be, for each period of residential service.

(7) When an officer is ordered to proceed on vacation leave on medical grounds he will be granted a full passage irrespective of his period of residential service.

(8) An officer's liability to refund the amount paid by Government in respect of his passage to the Colony will be spread over forty-eight months. Thus, an officer who determines his engagement after completion of twelve months' residential service will be required to refund thirty-six forty-eighths of the amount paid by Government in respect of his passage to the Colony.

Against the amount to be refunded, however, will be set off the proportionate amount of the cost of any further passage for which the officer may become eligible. The balance, if any, may be utilized towards any passage that he takes.

(9) An officer who is dismissed or who is removed from the Service in consequence of misconduct may be required to refund the whole amount paid by Government in respect of his passage to the Colony.

15. (1) A family passage allowance of £25 may be granted to a married officer towards the cost of his family's passages to or from the United Kingdom once in each direction in respect of each period of residential service, provided that he has attained the age of thirty years at the time he travels.

[P.T.O.]



The voyage of a wife must be considered as contingent upon that of the husband, and it must be held in theory to coincide with it, even though in practice the parties travel separately. In order therefore to be eligible for the grant of family passage allowance the husband must make the voyage himself and must be married at the time he travels.

(2) When an officer's family proceeds to a country outside the United Kingdom the family passage allowance, subject to the conditions laid down in sub-paragraph (1) above, will be limited to half the cost to Government of the officer's own passage to the port of disembarkation in that country by the class or grade by which he is eligible to travel, or to £25, whichever is the less.

(3) Sub-paragraphs (1) and (2) above apply only to cases where the officer himself is provided with a full passage from Government funds. Where an officer is provided with a proportionate passage the grant of the family passage allowance will be in the same proportion.

(4) In cases where an officer's family precedes him the full amount of the allowance may be advanced on the condition that the officer will refund any amount in excess of the proportion for which he becomes eligible under sub-paragraph (3) above at the time of his sailing.

(5) For the purposes of family passage allowance, 'family' includes an officer's wife and unmarried children up to the age of 21 years who are dependent upon their parents; it does not include other relatives or nurses. In the case of women officers, 'family' includes children but not husbands.

(6) The provisions of sub-paragraphs (4), (5), and (7) to (9) inclusive of paragraph 14 apply *mutatis mutandis* to the grant of family passage allowance."

W. M. LOGAN

*Acting Colonial Secretary*

To—

All Heads of Departments;

All Provincial Commissioners;

Officers in Charge, Extra-Provincial Districts.

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W. M. LOGAN,

*Acting Colonial Secretary.*

To

All Heads of Departments;  
All Provincial Commissioners;  
Officers in Charge, Extra-Provincial Districts.