

1937

38322

CO 533/486  
KENYA

38322

COMPENSATION TO OFFICERS FOR LOSS OF PERSONAL PROPERTY

Previous

15840/29

Subsequent

R. 297

28/6/37

R. 309

17/7

W. Paskin

13

363

16

R. 299

23/7

297

COMPENSATION  
Nominal.

As a clerk in the Forest Dept.,  
Mr. Shah's salary is something  
under £300 a year, unless  
he is a Special Grade Clerk,  
in which case his maximum  
would be £408 pa  
(Asian Local Civil Service terms)

The advance of Shs. 1000/- is  
covered by the authority  
contained in the Duke of  
Devonshire's despatch of the  
20th of May 1923

24787/23  
Kam G.

Approve the payment  
of Shs. 2498/- + Comm.  
covering fraction of the  
advance of Shs. 1000. C.A. G. Smith  
(177/3)

29. Parker  
13/7  
at once

2 Lakshmi - Shs. (1 anna) - - - 227/37

W

C. O.

Mr. Whitecombe 16/7/37.

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.

*JS.*

21 -

22 July, 1937.

**DRAFT.**

KENYA. /4

NO. *868*

Governor.

Sir,

I have etc. to acknowledge the receipt of your despatch No. 266 of the 11th of May, and to inform you that I approve of an ex gratia payment of Shs. 2,498/- being made to Mr. M.S. Shah of the Clerical Staff of the Forest Department, as compensation for the loss of <sup>his</sup> personal effects in the fire which occurred in Government quarters occupied by him.

2. I have also to convey to you my approval of the advance of Shs. 1,000/- which has already been made to Mr. Shah, as reported in the fourth paragraph of your despatch.

I have, etc.

(Signed) W. ORMSBY GORE.

FURTHER ACTION.

KENYA.

No. 266



GOVERNMENT HOUSE,  
NAIROBI,  
KENYA.

// May, 1937.

RECEIVED  
19 JUN 1937  
C. O. REGY

Gov. Res. 23

Annals - (2)

with reference to His Grace the Duke of Devonshire's despatch No. 1178 of the 26th August, 1925, I have the honor to recommend for your favourable consideration a claim for compensation received from Mr. M. B. Shah, a member of the clerical staff of the Forest Department, in respect of the loss of certain personal effects which took place in circumstances beyond his control.

About 5 a.m. on the morning of the 12th February, a fire broke out in the kitchen of the Government quarters occupied by Mr. Shah at Londiani; the weather was hot and dry and the fire quickly spread to the house which was built of wood and cedar bark shingles. It was completely destroyed and with it the property of the clerk's personal property. An investigation carried out by the local police authorities showed that the fire was accidental and that there was no evidence of negligence on Mr. Shah's part, and the Resident Magistrate, Kisumu, after perusal of the investigation file was of the opinion that no enquiry into the origin of the fire was necessary.

The detailed claim in respect of Mr. Shah's submitted by Mr. Shah has been scrutinized and I concur

THE RT. HON.  
H. G. G. Y. GORE, F.C., M.L.,  
SECRETARY OF STATE FOR THE COLONIES,  
DOWNING STREET, LONDON, W.C.1.

2.

with the Treasurer, who is of the opinion that compensation to the extent of Shs.2490/- should be paid. It is considered that an Asian officer of Mr. Shah's standing could not reasonably have been expected to arrange privately for an insurance cover of his effects while in occupation of this wooden house; moreover, the arrangement by which European officers are enabled to insure their effects, details of which were conveyed in His Grace the Duke of Devonshire's despatch No.1390 of the 24th September, 1923, is not available to Asiatic officers. I am therefore of opinion that this claim is one which Government should properly meet as an act of grace and I should be glad to learn in due course that you will sanction the payment of Shs.2498/-, by special warrant, to Mr. Shah.

CA 42077/23

4. I take this opportunity of informing you that when the accident was first reported, it was represented to me that Mr. Shah, as a direct result, was in need of funds to provide himself with immediate necessities. I accordingly caused an advance of Shs.1,000/- to be made to him, recoverable in twelve monthly instalments, in respect of which in view of the terms of the Duke of Devonshire's despatch No.737 of the 30th May, 1923, I should be glad to receive your covering sanction.

NOT RELEVANT  
 Gov./1567/23

See MR 24707/23  
 Krishna

I have the honour to be,

Sir,

Your most obedient, humble servant,

RB Brooke-Pollock  
 AIR CHIEF CLERK