

1927

KENYA

1927

X. 10492

X. 10492

CO. 533/372

TRADING WITH, AND BY, GERMAN SUBJECTS IN KENYA.

Previous

M. Allen

7.10.381
24

Subsequent

15.07.29

M. 19/0

E. 20/10

G. D. 4/1

M. W. 5/11

M. B. 1/1

M. P. 7/11

24

M. 16/1

M. 7/1

M. 25/1

M. 25.1

M. 26/1

Library 31/1

M. Seal 31.1

1. ----- Gov's Dep. Denham ----- 30th Sept. 1927
624.

States regarding an enquiry from the German
Consul at Mombasa as to whether German firms can
open establishments in Kenya under their own names,
and asks as to proposal to repeal the Trading with
the Enemy Order, 1920 together with the Trading
with the Enemy Ordinances of 1915 and 1918. Would be
glad of advice whether any restrictions should still
be retained in respect of German banks.

I thought Col. Gato had
ago been told that Ordinance
on cap 175 could be repealed.

As regards Trading with the
Enemy Ordinance 1915 & 1916
repeal seems to me to be
advisable as regard action taken during
the war is complete, and as it
is of use to get rid of it
be better to get rid of it.

As regards Cap 175, 20
of 16 Dec 25 regarding the
Kenya did not receive the
any banking facilities
not done. In the case of the
not within the Treaty, the
was approved by the
as far as Kenya there is no reason why the banking
business should not be removed in Kenya
In the minutes of 28 Feb 25 as to remaining

their retention on so many subjects (though that is not really in point here)

As regards the 1st & 2nd I do not think they can be entirely repeated as the despatch suggests. I understand that there is still some liquidated property to be disposed of & it would be as well to show in reply, as in your remarks. The Government Agent Admin should be able to decide what provisions of it necessary to return

1/1/27

nothing comments as
W. Isma
4/1/27

to us 90

4/1/27

we must stop

to pass of

from which he will

instructions of on banking

have been repeated it is

to the Govt Kenya to take

the same step if desired

at once done

2/1/27

2 to Gov 955 (1 and)

W. Isma

1/1/27

SECRET

Reg. no. 2129 of 1926
25 Dec 25
1927

W. Isma

A copy of the circular referred to was sent to Kenya with our despatch (2) of 15 Jan 1927, on SO 41174/25 General.

1/1/27

W. Isma (N.E.A.)

1/1/27

as the same have explained

Secretary

Copies of the circular and of Govt Order

the second enclosure are annexed

Please put up 5 copies of both

1/1/27

5 copies of Govt Order

1/1/27

W. Isma

1/1/27

1/1/27

~~REPRODUCED UNDER STATUTE~~ *To be destroyed (no. 3 card)* - 8 FEB 1928 - 3/2

(bad. copies of circ. of 16/12/25)

~~REPRODUCED UNDER STATUTE~~ *copy of (ref. to 2/17/25)* - 8 FEB 1928 - 3/2

X 1000 127 Kenya.

24

Mr. Eastwood 7.11.

Mr. Allen

Mr. [unclear] 8/11/27

Mr. Bottomley

Mr. S. J. Hastings

Sir J. Slouchburgh

Sir G. Gendle

Sir C. [unclear]

Sir S. Williams

Mr. Arthur Gore

Lord [unclear]

Mr. [unclear]

O. D.
2-10-27
17-15

Nov. 1927.

Sir Sir.

I have the honour to acknowledge
from ~~you~~ the receipt of your
dispatch of the 20th Sept 1927
regarding the ^{no. 624} question of removing
the ~~provisions~~ of the
restrictive legislation on trading
with by German subjects in
Kenya. ~~to refer you to the~~

2. I would invite reference in
this connection to ^{the circular}
in paras 5 & 6 ^{of Mr. [unclear]'s}

the dispatch from this
Department of the 16th Dec 1925

DRAFT

Kenya

Coroner

No

955

from which you will see
The restrictions on German banking

restrictions on the German banking

Wanted
Wanted
Wanted

Government
of Kenya.

some of it

and

and

(for the Secretary of State)
(Signed) W. ORMSBY GORE.

KENYA

No. 624



GOVERNMENT

RF

17 OCT 1927

COL. OFFICE

20

Sir,

I have the honour to refer to His Grace the Duke of Devonshire's despatch No. 50 of the 9th of January, 1924, relative to an enquiry as to whether German firms can open establishments in Kenya in their own names.

2. In this connexion an enquiry has been made by the German Consul at Nairobi as to whether it is proposed to repeal the Trading with the Enemy Ordinance (Chapter 175 of the Revised Laws) together with the Trading with the Enemy Ordinances of 1915 and 1916 (Chapters 173 and 174 of the Revised Laws) with which the former is to be read as one, and before taking any further action in the matter I should be

grateful

for the effect of the proposal is the repeal of the Trading with the Enemy (Restrictions of Banking) Ordinance of 1920 (Chapter 175 of the Revised Laws) together with the Trading with the Enemy Ordinances of 1915 and 1916 (Chapters 173 and 174 of the Revised Laws) with which the former is to be read as one, and before taking any further action in the matter I should be

grateful

THE RIGHT HONOURABLE

LIEUTENANT COLONEL L.C.M.S. AMERY, P.C., M.P.

SECRETARY OF STATE FOR THE COLONIES,

DOWNING STREET,

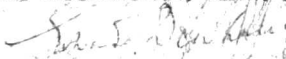
grateful for your advice as to whether any restrictions should still be retained in respect of allowing German banks to operate in this Colony.

I annex copies of telegrams from the Uganda and Tanganyika Governments.

I have the honour to be,

Sir,

Your most obedient, humble servant,



G. GOVERNOR.

10452/34/21.

6th June, 1927.

Sir,

I have the honour to refer to your letter No. 1142 of the 12th of May relating to the restrictive legislation in this Colony with and by citizens of former enemy states.

1. I am to inform you that the Trading with the Enemy Ordinances of 1915 and 1926 (Chapter 175 and 176 of the Revised Laws of Kenya) are still in force, but this does not mean that trading with ex-enemy subjects is now illegal. Such trading is not illegal and may be lawfully conducted provided the trade is not that of banking.

2. I am further to state with reference to the first paragraph of your letter under reply that the Trading with the Enemy (Restrictions of Banking) Ordinance of 1926 (Chapter 176 of the Revised Laws of Kenya) is to be read as one with Chapters 175 and 176, that the phrase "present war" in section 3 has the same meaning as it has in the other two Ordinances. It is clear from the definition of "enemy state" in section 2 that it includes Germany, that country being a state with which this Colony was recently at war. Therefore, trading with banks of that country which were at war with Great Britain during the Great War.

The German Consul,

MOMBASA.

A further communication will be addressed
to you in due course conveying a definite reply to
your enquiry as to whether it is intended to repeal
the said Ordinance.

I have the honour to be,

SIR,

Your obedient servant,

W. BARTON.

ASSISTANT COLONIAL SECRETARY.

CABLEGRAM FROM THE CHIEF SECRETARY, ENTRENCH:

Despatched 30th June, 1927.
Received and typed 1st July, 1927.

30th June. Your telegram of 12th June. Various Trading with Enemy Alien Ordinances are still extant in this Protectorate as they contain no provision as to disposal of Enemy Alien property etc., legislation with regard to which may be still required. This Government proposes, if you agree, to recommend to Secretary of State for the Colonies that these Ordinances should now be repealed and be replaced, if he considers it necessary, by an Ordinance embodying the special provision referred to above. There is no Restriction of Ordinance in this Protectorate.

10480/34.

CABLEGRAM FROM THE CHIEF SECRETARY DARESSALAAM. 10 END

Despatched 22nd June, 1927.
Received and typed 23rd June, 1927.

745. Your telegram of 11th June. Kenya
Legislation - objection so far as Tanganyika
is concerned.

CHIEF SECRETARY.