

X 1928

KENYA

X 1928

15254

15254

EXHIBITION OF BODY

CLOSED
UNTIL

~~1928~~

CG 533/378 15254/28

Previous

See X F 4951
26

Subsequent

X.E.A. 6/6

E.A.D. 7/6

W.P.A. 7/6

W.P.A. 7/6

R.C.A. 7/6

Room 26

1. Oliver Richards & Parker 5 June 1928

2
Admission on behalf of client whether a writ, copy, be
submitted & brought to England.

1 submit Jt for coroner on the lines of
that on X7 4951/26

(L. Eastwood)
7/6

Noted
X precedents

2. To Oliver Richards & Parker (London) / 11 JUN 1928

3
7/ June 8

15254/28

Gentlemen,

I am directed by Mr. Secretary Amery to acknowledge the receipt of your letter of the 5th of June, regarding the desire of one of your clients to have her son's body removed from Kenya to this country for re-burial.

2. The objections to exhumation in a tropical climate are very serious, and Mr. Amery, while sympathising with the feelings which prompt your client's wish, feels it to be his duty to express the view that such exhumation is undesirable. In the event, however, of your client deciding, after further consideration, to proceed with the matter, no obstacle will be placed in the way of her wishes being met, if the local authorities report that the exhumation of her son's body is practicable.

3. So far as Mr. Amery is aware, there are no facilities for cremation in Kenya, and he regards it as being beyond reasonable doubt that the body was interred

3

4

in an ordinary wooden coffin. To remove the body to this country would involve the sending out of a shell and second coffin of sufficient size to contain the original coffin when exhumed; and it would probably be necessary to send a telegram to the Governor of Kenya, asking him to have the grave opened at once in order that the exact dimensions of the present coffin might be ascertained. You will no doubt be able to ascertain the approximate cost of the shell and coffin, of their transport to Nairobi and of their return to this country; but I am to suggest that in view of the many difficulties involved, your client should take no definite action without a report having first been obtained from the Governor of Kenya.

4. I am to add that, in the event of your client desiring that the Governor should be communicated with by telegraph it would be necessary in accordance with the usual rule, to request her to deposit an amount sufficient to cover the estimated cost of the telegram and of the Governor's reply.

I am, Gentlemen,

Your obedient servant,

A. C. G. PARKINSON

DM for caution
W. H. R. 7/6
W. Allen
W. H. R. 7/6

5
C. D.
8 JUN
1928

AP 1052/84

DOWLING STREET

11 June, 1928.

Sir, *John Burman*

I am directed by Mr. Secretary Amery to acknowledge the receipt of your letter of the 9th of June regarding the desire of the ~~father of the deceased~~ ^{father of your client}

John Kennedy

Robert Kennedy of Detroit to have his son's body removed to this country for re-burial.

2. The objections to exhumation in a tropical climate are very serious, and Mr. Amery, while sympathizing with the feelings which prompt your client's wishes, feels it to be his duty to express the view that such exhumation is undesirable. In the event, however, of ^{your client} Mr. Kennedy deciding, after further consideration, to proceed with the matter, no obstacle will be placed in the way of his wishes being met, if the local authorities report that the exhumation of his son's body is practicable.

3. So far as Mr. Amery is aware, there are no facilities

Miss Olive Richard

100, A. 1012, B. 1012

6

facilities for cremation in Kenya, and although ~~we have not received any report as to the death of Mr. Kennedy Junior~~, he regards it as being beyond reasonable doubt that the body ^{was} interred in an ordinary wooden coffin. To remove the body to this country would involve the sending out of a shell and second coffin of sufficient size to contain the original coffin when exhumed; and it would probably be necessary to send a telegram to the Governor of Kenya, asking him to have the grave opened at once in order that the exact dimensions of the present coffin might be ascertained. ^{You will we doubt be able to ascertain} The approximate cost of the shell and coffin ~~which would be required~~, of their transport to Nairobi, ^{to their} and return to this country; can ~~no doubt be ascertained by you~~; but I am to suggest that in view of the many difficulties involved, your client should take no definite action without a report having first been obtained from the Governor of Kenya.

4. I am to add that, in the event of ^{your client} ~~the client~~ desiring that the Governor should be communicated with by telegraph it would be necessary in accordance with the usual rule, to request ^{him} to deposit an amount sufficient

to

to cover the estimated cost of the telegram and of
the Governor's reply.

I am,

~~Sir,~~ *Dear Sir,*

Your obedient servant,

~~(Signed) W. O. BOYD~~

OLIVER RICHARDS & PARKER,

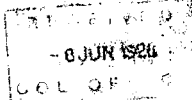
SOLICITORS,

PARLIAMENTARY AGENTS

STANLEY HANCOCK
ROBERT BALDWIN
WALTER BENSLEY

B.

THE NEW YORK OFFICE
THE ABERDEEN OFFICE



15 King Street

St James

London 5th June 1924

8

Dear Sir,

The Son of an old Client of ours was killed suddenly in a motor accident in Kenya Colony about two months ago. The Son was buried almost before our Client got news of his death.

There nobody in Kenya Colony who knows anything of the deceased or has any interest in him, the only ones who were there have either left or are on the point of leaving.

Our Client, his Mother, is very anxious to have the body exhumed and removed to an English Cemetery where she would be able to visit the grave from time to time, as the boy was her only son and she feels his loss very deeply.

Would you be good enough to tell us whether it would be possible to have an exhumation, and, if so, what steps should be taken in order to have this carried out.

9
(2)

If you can assist us we shall be very much
obliged, and are,

Yours faithfully,

Thomas Pakenham

The Secretary of State for the Colonies.
Whitehall.
S.W.

9
EW

If you can assist us we shall be very much obliged, and are,

Yours faithfully,

Henry R. ...

The Secretary of State for the Colonies.
Whitehall.
S.W.

1928

Kenya

No. 15266

SUBJECT

CLOSED
UNTIL



00533/78/15262/28

Defence Force

Representations of Carl Kitchener

Previous

X 10018/27

Subsequent

X 15298/29

(*Defence Force*
main service)

FILE C.

(1268 - 11/10/1928 - 10/11/1928 - 10/11/1928)

L^d Kitchener of Khartoum _____ 4/6/28

[as to delay in answering letters addressed to Col. Sec. Kenya & as to saying 2 certain things in the H.P.]

~~DESTROYED UNDER STATUTE~~ L^d Kitchener _____ 7/6/28

L^d Kitchener _____ 9/6/28

[as to Compulsory Defence Force Order & as to not seeing Sir S. Wilson in July]

? I had better ask ~~you~~ ^{say that Sir S. Wilson} ~~will send him~~ ^{the course of} ~~about the~~ ^{in a few days}

[then this had better be 28.]

J.P. Parker
11/6/28

J.P. Parker

Yes, please -

~~DESTROYED UNDER STATUTE~~ _____ 11.6.28
11/6/28

See note prepared by [unclear]
(no meeting has written part
iii of the note)

The Nazi Secretariat may
in some cases L^d Kitchener a
reply to his enquiries, but
I think that we can safely
write as in H.P. hereafter.

Some [unclear] is in the Nazi
direction

J.P. Parker
11.6.28
since

5. To Lord Kitchener (No. 3 and)
(no copy speech by Sir L. Bagg) } 20 JUN 1928

6. To Sir L. Denham (no copy no 2)
(no copy no 1) } 25 JUN 1928

DESTROYED
To Mr. Matthew, Clerk to Mrs. Bottomley 26 June 28
Asks if colonial officials in C.A. are liable
to enrolment in the Defence Force.

8. To Matthew (So.) 28 June 1928.
(No. 7 answer)

9. Lord Kitchener to Mrs. Bottomley 29 June 1928.
(So.)
Asks if he is entitled as a Peer to demand
a list of the men in the Colony liable to
punishment if they do not come out.

This paper was borrowed from
me just after no. 9 arrived. In
consequence, it has not been
answered (& therefore reputation &
the, have for answers, must go),
and I have not been able to
reply his call - just before no.
7 was written.

As for an I remember, he said
that the £4000 was a waste
of money, as a Defence Force on
these lines could achieve
nothing. Sir L. also said
that

that no defence force was
required, but I am not sure.

Clas. 247 28

If he comes to the point
of the debate comes on next
Monday, the reply can only be that
all those who are enrolled will
be liable for punishment if they
do not comply with the conditions
attaching to enrolment, but that
it is not yet possible to give a
list of those enrolled.

Clas.

The note by Lord Buxton
has been withdrawn from the
order paper.

You will not now wish to
take any notice of Lord Kitchener's
letter of 29 June, which
can be put by?

Recd. Parsonage

Yes - to write to S.S. 26, 27, 28

Order Buxton has been, for S.S.

Order S.S. order given to S.S.

Clas 27, 7 am

10. Lord Kitchener (ptely) 26 August 28
Requests interview with Sir S. Wilson
regarding Kenya Defence Force.

DESTROYED UNDER STATUTE

Lord Kitchener (ptely) 29
(no. 10 ansd).

DESTROYED UNDER STATUTE

started to Mr. Parkinson 7 Aug. 28.
States that Lord Kitchener's question about the
Songhor Road was not answered until
15 June, but that no agreement appears to
have been decided upon until West month.

Put by - W. Kitchener &

W. Kitchener

W. Kitchener

27/9/28

at once

Mr. Parkinson

To see please

See acct
25.9.28

R. Brown

28/9/28

Tel. Birmingham 52.

26 - 10.
West Field
Minchin Hampton
Gloucestershire A

HR
47 Mountain St
W 8

Answered (fax) 29 August 80

Dear Son
I see in the Observer that
the Kenya Defence Scheme
has already broken down.
I feel sure if we were
allowed to train the Natives
for the defence of the Colony
a strong & reliable force
on the old German
lines could be raised -

Tel. Birmingham 52

26 - 10.
West Field
Minchin Hampton
Gloucestershire. A

A.E.
47 Lionton St
W 8

Received (No.) 29 August 28

Dear Sir
I see in the Observer that
the King's Defence Scheme
now under review, I feel
I feel sure if we were
allowed to train the King's
for the defence of the Colony
a strong & reliable force
in the old German
lines could be raised -

5

Tel. Birmingham 52

West Field
Minchin Hampton
Gloucestershire.

as it is much good
money has been wasted
I sail for Hong Kong on
the 23 Sept but shall
be in London from the
24th to 26th. In summer
wish to see me on
the subject -

F. J.
Meltham of Minchin

29/11



HT

47 Horton St W.S -

Dear Bottonley,
 I have written to Fitz Gerald to ask him
 for a list of the men in the colony liable
 to punishment if they do not come out -
 This matter was gone over once or twice
 Fitz Gerald is at all ready to give
 me. Am I entitled as a Peer
 to demand it?

Faithfully

Richard of K... -

15262/28
10/4/28

7 8

Mr. Seel - 27.6.28

Mr.

Mr.

Mr. Bottomley 27/6

S.D. for Mr. Bottomley's signature.

Mr. E. J. Harding

Sir J. Shacknagh

Sir G. Arnold

Sir C. Davis

Sir S. Wilson

Mr. Ormsby-Gore

Lord Loam

Mr. Amery

File
15262/28

~~Order~~

DOUBLING 28/2/28

28 June 1928

DRAFT

Dear *Mr. Bottomley*

P.W. MATTHEW, ESQ., C.M.G.

(D.O.T.)

In reply to your letter of the 26th
when I find that under the above proviso
Force Ordinance, 1927, all male European
British subjects between 18 and 50 are
to be required to enrol in the force
unless they are insane or are specially
exempt under an Order made by the

Governor.

(Search has been made in the
Gazette)

As we can trace no Order by the
Governor exempting all or any Government
officials from liability to enrolment
and service, it would appear that

Mr. Amery

Mr. Kemp and Mr. Stevens (assuming that they
are to be regarded as "ordinarily resident
in the Colony") will be liable in common
with civil servants of the Colonial
Government for services under the Ordinance.

The Ordinance is to come into force
on the 1st July, 1928, according to a
Government Notice of the 15th March in the
official Gazette of the Colony.

Yours sincerely,

W. C. BOTTOMLEY.

X-1526428-11858 8 6

- Mr. [unclear]
- Mr. [unclear]
- Mr. [unclear]
- Mr. Bottomley 2 of
- Mr. E. J. Harding
- Sir J. Shackburgh
- Sir G. Ormsley
- Sir O. Davis
- Sir S. Wilson
- Mr. Ormsby-Gore
- Lord Louis
- Mr. Anson. *Coman*

O.C.
 P. 12.10.28
 25

*Mail envelop
 Please open if any*

*Very tip name used C.O.
 25 June 1928*

DRAFT

*Sir Edward L. [unclear]
 K B E. Clerk*

*Dear Sir -
 Bottomley has
 asked me to send you
 for your records, the
 enclosed copy of a
 letter to Lord [unclear]*

*Lord [unclear]
 wrote to Sir James
 on the 6th June
 with a [unclear] that
 he had applied
 about three months
 previously & again
 two months later
 to the Col. Sec. in
 regard to certain
 [unclear] in which*

*To Lord [unclear] 25.6.28
 (already copied) ✓
 30 per cent paid 1.5.28
 P. to copy to [unclear] ✓
 with [unclear] ✓
 in [unclear] ✓*

The question to be framed in
 Parliament here is that the
 only reply, viz. the new bridge
 is a ~~single~~ form of arch
 structure & that the
 proposals which were the subject
 denied. Sir Samuel Cocker
 received a reply to the effect
 that Lord Metchum desired
 info. as to the Kenya defence
 force with Sanghar Road
 The actual position which he
 asked was -

"Is it intended that the new
 Sanghar Road, except at the
 bridges, is to be reserved solely
 for motor traffic?"

Is the object of the new
 compulsory defence force to
 protect the colony from a
 native rising? If so, what
 is the proposed cost? Are the
 K. & A.S. still disbanded or
 untrustworthy?

You will see that the
 the questions in regard to the
 defence force have been considered.

- Mr.
- Mr.
- Mr.
- Mr. Bottomley
- Mr. H. J. Harpin
- Mr. J. Spookburgh
- Mr. G. G. Hinde
- Mr. G. Davis
- Mr. S. Wilson
- Mr. Ormsby Gore
- Lord Lovat
- Mr. Asprey

DRAFT

but we could not ~~reply~~
 to the Sanghar road
 which however is a reply
 to the question which remains
 quite simple will have
 been sent from Nairobi to
 Lord Metchum by now

I think you should
 see the form of reply which
 was sent in the case
 at Teluk, a copy of it, a
 unreturned the original -
 So I enclose an exact
 copy which we had made
 I must confess that it is
 reply to an inquiry made
 to the Col. Genl. of the
 3rd Dept. here, I received
 a form like that with
 the 2nd & 3rd persons
 mixed up in a
 word like "compulsory"
 in it. I should not be
 that the original please
 at ~~the~~ Dept. which was
 at ~~the~~ Dept. which was

inquiry was in good hands

Yours truly

Wm. A. G. O. PARKINSON

inquiry was in good hands

Yours truly

Alfred A. C. O. PARKINSON

X-15262/28 Kenya 10

5

Qto. for Mr. Bottomley's sig.

19 JUN 28

Downing Street,

22 June, 1928.

Mr. *Allen*

Mr.

Mr.

Mr. Bottomley

Mr. B. J. Harbord

Sir J. Shickburgh

Sir G. Grindle

Sir G. Davis

Sir E. Wilson

Mr. Ormsby Gore

Lord Lyval

Mr. Anson

Mr. Anson

DRAFT.

The Earl Kitchener
of Khartoum.

at
647 *Hampton Street*

20.8.28

Copy to Kenilworth 25 June 1928

Sir Samuel Wilson has gone away for a short time on leave, and just before starting he asked me to write to you in reply to your letter of the 9th June. You will remember that his private secretary sent you an interim answer on the 11th June.

As regards the objects of the Kenya Defence Force provision for which is made by the Ordinance passed in May 1927, Sir Samuel Wilson did not think he could do better than send you the enclosed copy of the speech made by Sir Edward Grigg in the Legislative Council on the 17th December, 1926. You will

see (page 6) that Sir Edward Grigg

repudiated

Speech

(copy inserted)

Recd of letter to Sir E. Grigg enclosing copy of letter explaining briefly the gist of the case is with Sir Kitchener leading up to it -

all

repudiated in the strongest terms all suggestion that compulsory organisation of Europeans for defence is based on alarm of any sort regarding our relations with the natives in Kenya; and that (page 7) he explained that some such organisation as that provided in the Bill was necessary to give adequate mobility to the Reserve Companies of the King's African Rifles should they be needed to maintain peace upon the frontiers of Kenya. You will no doubt like to read the whole speech, but the two passages mentioned provide the answer to the question which you asked.

As regards the cost of the Defence Force, no figures can be given until a detailed scheme of the training ^{from the Colony,} has been put

forward by the Government, but it is understood that the Government does not expect ^{ed that} the cost to will be heavy. The main items of expenditure ^{the pension made on the} current year's estimates (including ^{current year's estimates} travelling expenses, rations for the "extraordinary expenditure" of £6000 ^{Force} on armament) amounts to

a little over £9000
~~Force when an training, ammunition,~~
~~and the salaries of the Staff Officers~~
~~and possibly for instructors.~~

As to the K.A.R., there is
no intention whatever of disbanding
this valuable and trusted Force. Pro-
posals for re-organisation of the K.A.R.
garrisons in Kenya and Uganda which may
involve a reduction in the strength of
that Force, are now under consideration
but these proposals are not dependent
upon the creation of the Kenya Defence
Force.

I hope that this letter gives
you the information which you desire
in connection with the Defence Force,
but if there is any further informa-
tion which we can supply, you will no
doubt let Sir Samuel Wilson know.

As regards the
Sangkar road, you
enquiry is one which
can be answered

(i) Is the object of the new compulsory defence force to protect the Colony from a native rising?

This object was expressly disclaimed by the Governor, Sir Edward Grigg, in his speech of the 17th December, 1926, at the opening of the Legislative Council Session, which was mainly devoted to the Defence Bill. He stated "In the first place I desire to repudiate in the strongest terms all suggestion that the compulsory organization of Europeans for defence is based on a fear of any sort regarding our relations with the King's African subjects in this Colony". In the debate in the Legislative Council on the 12th May 1927 on the second reading of the Defence Bill the Nominated Unofficial member representing the natives (Canon Britten) and the Chief Native Commissioner both stated that in their opinion, as representing the native population, there was nothing in the Bill in any way directed against the natives, while they repudiated the suggestion that the measure was forced upon the country on account of any risk of native disturbances. The Secretary of State, receiving a deputation from the National Council for the Prevention of War on the 5th July 1927 also emphasized the fact that the ^{defence force} bill was not ^{intended} as a safeguard against possible native troubles.

(ii) Probable cost of the Defence Force.

Until a detailed scheme of training etc., has been submitted to the Governor it is not possible to estimate what the ^{total} cost of the scheme will be; but it is not expected to be heavy. The main items of ^{total} expenditure will be travelling expenses, rations for the men in training, ammunition, and the salaries of the Staff Officer in command and (possibly) a few instructors.

(iii)

10/10/27
K/10018/27
K/10018/27

Page 10 of 11
K/10018/27

He Jan 3 7
K/10018/27
7 21st May 1927
46 or 10018/27

(Note 7 inclusion
46 or 10018/27)

10/10/27
K/10018/27
K/10018/27
5th Dec 1927
68 or 10018/27

(ii) ^{are} the King's African Rifles to be disbanded

It has all along been understood that the creation of the Defence Force will not have any appreciable effect on the establishment of the King's African Rifles garrison of Kenya and its functions. It is a fact that the Elected Members of the Legislative Council stated after the Ordinance was passed that it should "lead to a reduction of at least two companies of King's African Rifles costing roughly £40,000 a year", but this must be regarded as "eye-wash" since the main duties of the King's African Rifles in Kenya consist in protecting the Northern frontier, a function which the Defence Force could not in any circumstances carry out. The more responsible members of the Legislative Council have shown in other speeches that they appreciate this. Proposals for reorganizing the King's African Rifles garrisons of Kenya and Uganda (involving a reduction) have recently been made by the Inspector General, King's African Rifles, and are under consideration, but these are quite independent of the creation of the Kenya Defence Force.

see Govt memo
and personal letter
7 Dec 5th Dec 1947
(68... 100/817)

(as to (ii) the provision in the 1947 Act with
need ~~XX~~ for the Defence Force amounts
to £1899 + £1219 + £6000 for ammunition,
the first 2 being recurrent, but the
charge for ^{organizational} 'extraordinary' is
a/c

20 Affidavit
B761 NIN 08

at Jordan House
Moultonkamptoad
Dera

(3)

June 9th

14

Sir

I have to thank Sir Samuel
for his kind consideration.
I have not a copy of my first
letter but enclose one of the
second.

I propose to frame my question
in the first instance only with
reference to the Defence Force
so an answer to my first
letter is not at present
necessary.

I am in favour of compulsory
service; after the war I submitted
a scheme.

The present bill as a safe guard
against the articles is dangerous.

as long as the N. Y. R. & are
loyal it is unnecessary 15
By careful enlistment the N. Y. R. &
can be defended in
Should they meeting the Defence
Force not owing to opposition
from the Settlement (a letter to people
member is to be proposed at the
next election mainly for supporting
the Bill)
owing to inadequate funds (an
application for a grant of 10,000
has been turned down) and,
owing to the excitement it will
cause among the ratepayers (more
than useless not sign the memorial
I did not sign the memorial
against the bill nor have I
opposed it in the Colony, but if
I can do nothing at home, I
propose to see by agitating the
local members what can be done
in Hong Kong.

I shall be in town in July
and could call on Sir Samuel
his times. admit

16

Failed fully for
the pleasure of the
Colonel

Sir Samuel as a soldier
must know that an in-
efficient force such as this
must be is more than
useless

Copy

17

Dear Sir,

With reference to my
 former letter, to which no
 answer has been received,
 I should be obliged for information
 on the following supplementary
 questions—

I
 Is it intended that the new
 Saughor road, except at the
 bridges, is to be reserved
 solely for motor traffic.

II
 Is the object of the new
 compulsory deface force to
 protect the Colony from a
 native rising?

If so, what is the proposed
 cost?

Are the N.A.R.s to be distanced
 as usual work? Signed H. K.

As 47 Cambridge Road

18 June 1945

Sir

I replied about three months ago and again about a month ago to the sub Sec. Dept. for information on which a question could be framed for Parliament.

In reply to the enclosed forms have been received I presume that the information asked for is to be withheld.

I shall be in order in so stating in the H of Commons your obedient servant

Witchamper of Westminster
Parliament

(W)