

1925

aside

KENYA

C.O.

7882

Date

18th February 1925.

19 FEB 25

AGENTS.

CIRCULATION

AGENTS, CONTRACTORS

Two copy of letter from consulting
Engineers suggesting that contractors should be
employed to carry out the work, and
submit a report and
estimate of cost thereon.

Previous Paper

AGENTS

6503

*Area - copy - 6 MAR 1925
Left copy to be kept in file 6 MAR 1925*

*Very careful attention should
be given to the
report submitted by the
consulting engineers and
the necessity of
proceeding with the
necessary*

(2) Col. Carmichael has been
asked to prepare the report of a
discussion, which should be
very necessary.

*If you will fix a time (next
Monday or Wednesday) we will
receive the cont. to 739 in afternoon
Thursday 26th at 4 o'clock - Cont. 75.2.25
C.P. 19/25*

Subsequent Paper

9096

Mr. Strachey

Mr. Palmer, Colonel Carmichael and Mr. Spiller saw us this afternoon. Colonel Carmichael's previous suggestion that we should take over the remainder of the work from the Contractors in order to get the rails through and be able to make a beginning on the new Uganda line was ruled out for two reasons:-

(1) Mr. Palmer had heard that the Contractors are being paid 1.25 out of the compulsory labourers' rates. It was understood so that they will now have no excuse for not dealing on with the plate-laying.

(2) It was decided to settle up details on which we should relieve them from the remainder of our contract and by then the plate-laying would be completed.

On the question referring to the "Contractors' Colonel Robertson's Report in 1904, Mr. Palmer explained that it was a very long-standing matter in such cases to refer to the Contractors in respect of their claims. The last word did not rest with the Engineer but always with the Contractor. The Engineer has always consulted and the Contractor's report checked, but the matter would end there and the Resident Engineer's rejoinder would be final and would not go back to the Contractors. On this question you agreed that the Report should go to Messrs. Norton, Griffiths.

There was some discussion on the case mentioned in Governor 3808. Colonel Carmichael was under the impression that the Secretary of State had been asked to intervene in the matter and give his decision as to what should be done with the particular lots of cargo which the Contractors had made difficulty over carrying. We pointed out that the Governor's despatch was sent for information only and that presumably something had been settled, but it was agreed that we should find out what arrangement had

been

ALL COMMUNICATIONS
TO BE REFERRED TO THE

SECRETARY GENERAL
OFFICE OF THE SECRETARY GENERAL
RESIDING IN LONDON

TELEGRAMS: GPO, LONDON
TELEPHONE: 2750, VICTORIA

2. MILLBANK

WESTMINSTER,

LONDON, S.W. 1

23rd February, 1925.

Mr. C. Bottomley Esq.,
Colonial Office,
S. W. 1.

My dear Bottomley,

Yours of the 21st received this morning
on the subject of the Masin-Gishu Contract. I note
that you suggest that it would be best at the next
stage to discuss the matter with you and Mr. Palmer, and
that Strachey suggests Thursday next the 26th at 4 p.m.
I am sorry to say that on Thursday at 3 p.m. I have to
meet Preece and Strachan, Director of Public Works,
Ceylon, to discuss the Hydro-Electric Scheme for Colombo
~~and~~ under instructions received from the Colonial Office.
I am afraid the matter is rather a complicated one and
I rather doubt whether we could get through with the
discussion before 4 p.m. so if you and Strachey could
name it convenient to suggest some other day and time
I should be glad. Tomorrow, I am afraid I have to be
away at Southampton in connection with a Ferry Boat
that Thornycrofts are building for Lagos but otherwise

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C.O.
- 7882
19 FEB 25

ALL COMMUNICATIONS
TO BE ADDRESSED TO THE
CROWN AGENTS FOR THE COLONIES,
THE DATE OF THIS LETTER BEING QUOTED
THE FOLLOWING REFERENCE: B/416/8
TELEGRAMS: CROWN, LONDON
TELEPHONE: 7172, VICTORIA

4, MILLBANK
WESTMINSTER,
LONDON, S.W. 1.

Sir,

I have the honour to acknowledge the receipt of
your letter No. 739/24/25 of the 15th January transmitting
copy of a despatch from the Governor of Kenya forwarding a
copy of a memorandum from the Resident Engineer, Uasin Gishu
Railway in which action against the Contractors under the
penalty clauses of the Contract is again recommended.

2. A copy of the despatch and its enclosures were
forwarded to the Consulting Engineers for their comments and
is now enclosed copy of a letter dated 13th January which we
have received in reply. You will observe that the Consulting
Engineers think it advisable that the Contractors should be
allowed to see the Resident Engineer's Report and to make any
comments thereon which they may think necessary. We believe
it is your intention to arrange a meeting at which the
Consulting Engineers will be present in order that certain
matters affecting the construction of the Uasin Gishu
Railway can be discussed and if such a meeting is arranged at
an early date we suggest that the Consulting Engineers'
proposals might be considered at the same time.

I have the honour to be,
Sir,

Your obedient servant,

W. H. Bichart

for Crown Agents.

Secretary of State,
Colonial Office.
S. W. 1

Copy of letter from Messrs Rendel Palmer & Tritton
to Crown Agents.

12-11-1914
Dar es Salaam
12-22-1914
RECEIVED
CROWN AGENTS
GENERAL MANAGERS
INDIA OFFICE
10, ABchurch Lane
LONDON, E.C. 4

MASINDIANG RAILWAY

Sir,

With reference to your letter of 11th inst., we beg to inform you that the Engineer-in-Chief, Government Railways, has been advised that the Government will not be prepared to sanction the proposed extension of the Masindiang Railway to the station at Masindiang. It is suggested that you should wish to make the necessary arrangements for the extension of the railway to the station at Masindiang. The Engineer-in-Chief has also advised that the Government will not be prepared to sanction the proposed extension of the railway to the station at Masindiang. It is suggested that you should wish to make the necessary arrangements for the extension of the railway to the station at Masindiang. The Engineer-in-Chief has also advised that the Government will not be prepared to sanction the proposed extension of the railway to the station at Masindiang. It is suggested that you should wish to make the necessary arrangements for the extension of the railway to the station at Masindiang.

RECEIVED
CROWN AGENTS
GENERAL MANAGERS
INDIA OFFICE
10, ABchurch Lane
LONDON, E.C. 4



C. D.
20 FEB

DRAFT

MINUTE

Mr.
Mr. Thomas

I should be glad to hear
if it will suit you both.

Will you please
let us have Robertson's
memo. about an east road
in our letter of the 13th
of January? We closed
the book & ran before the

Meeting.

W.C. Bottomley

(Signed) W.C. BOTTOMLEY

Bottomley. 3 3. 25.

7882/25 KENYA.

143

Shachey

J. Shuckburgh

Page

W. G. Allen

W. G. Allen

W. G. Allen

W. G. Allen

DRAFT

CROWN PATENTS FOR THE COLONIES

DOWNING FREEZ

1925

I am sorry to acknowledge the receipt of your letter of the 14th of February and to inform you that we agree that the new patent application and the matter from this Department of the 10th of January may be referred by the Consulting Engineers to Messrs. Norton Griffiths Ltd., for any comments which they may think necessary.

I am, etc.,

(Signed) G. STRACHEY

W.C. Bottomley
6/3/25

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Bottomley. 3 3. 25.

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Trachey 3/3 P

Shackburgh

Date

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DOWNING STREET

LONDON

I have the honour to acknowledge the

receipt of Mr. Norton Griffiths' Confidential

Circular No. 272 of the 1st of December

and No. 271 of the 2nd of December, and to

return to you the copy of circulars

sent to the Government for the

purpose of the above-mentioned

Circulars, and to inform you of the

action of the Uasin Gishu Railway.

2. I understand that, on the receipt of

Messrs. Norton Griffiths' rejoinder to the

Report furnished by Lieutenant Colonel

Robertson, it will then be necessary to wait

until Colonel Robertson is available to

furnish

75

furnish the Consulting Engineers with his observations on Messrs. Norton, Griffiths' comments. The Consulting Engineers, as the final arbitrators, should then be in a position to make their award. As however, there can be no question of any assessment either of amount to the Contractors or of penalty for delay until the final cost of the Railway is known, it may well be best by allowing the matter to be decided over all claims between parties.

Mr. Robert Bryndon's later despatch was sent merely for my information. I assume that the particular incident which gave rise to it was settled either by the Colonial Secretary's certificate being given or by some other way. It shall be glad to be in communication with you on the subject if you are decided in this instance.

I have, etc.,

(Signed) L. S. AMERY,